



*Document*  
**BULKY ~~EXHIBIT~~**

Proceeding/Serial No: 91163719

Filed: 1-18-07

Title: To Applicant's Notice of Reliance

8 of 11

745 5TH AVE  
NEW YORK NY 10151-0099

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 721

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:30:52 ET**

**Serial Number:** 75353110 Assignment Information

**Registration Number:** 2700617

**Mark (words only):** DIGITAL REALITY CREATION

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2003-03-25

**Filing Date:** 1997-09-08

**Transformed into a National Application:** No

**Registration Date:** 2003-03-25

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2003-04-08

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#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Sony Kabushiki Kaisha

**Address:**

Sony Kabushiki Kaisha  
7-35 Kitashinagawa 6-chome Shinagawa-ku  
Tokyo  
Japan

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Japan

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#### GOODS AND/OR SERVICES

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**International Class:** 009

**Class Status:** Active

television sets, video projectors, liquid crystal displays and computer displays

**Basis:** 1(a)

**First Use Date:** 1999-06-30

**First Use in Commerce Date:** 1999-06-30



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**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL REALITY"

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2003-03-25 - Registered - Principal Register

2003-01-29 - Allowed for Registration - Principal Register (SOU accepted)

2002-12-18 - Communication received from applicant

2002-12-23 - Communication received from applicant

2002-12-23 - PAPER RECEIVED

2002-06-18 - Non-final action mailed

2001-07-27 - Assigned To Examiner

2001-07-19 - Statement of use processing complete

2001-04-30 - Amendment to Use filed

2000-10-31 - Notice of allowance - mailed

1999-09-28 - Assigned To Examiner

1999-03-17 - Extension Of Time To Oppose Received

1999-02-23 - Published for opposition

1999-01-22 - Notice of publication

1998-12-10 - Approved for Pub - Principal Register (Initial exam)

1998-11-09 - Communication received from applicant

1998-05-20 - Non-final action mailed

1998-05-18 - Assigned To Examiner

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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
ROBERT B G HOROWITZ

**Correspondent**

ROBERT B G HOROWITZ  
COOPER & DUNHAM LLP  
1185 AVENUE OF THE AMERICAS  
NEW YORK NY 10036

**Domestic Representative**

Robert B.G. Horowitz

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 722

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:31:01 ET

Serial Number: 75346872 Assignment Information

Registration Number: 2260373

Mark (words only): DIGITAL ROOF

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-04-15

Filing Date: 1997-08-26

Transformed into a National Application: No

Registration Date: 1999-07-13

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1999-07-16

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LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DIGITAL ROOF CORPORATION

Address:  
DIGITAL ROOF CORPORATION  
1200 Speers Road, Unit 26  
Oakville, Ontario L6L 2X4  
Canada  
Legal Entity Type: Corporation  
State or Country of Incorporation: Canada

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GOODS AND/OR SERVICES

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International Class: 009  
Class Status: Section 8 - Cancelled  
computer software recorded on magnetic media for roof management systems for creating organized data bases of roofing information to allow easy access to accurate data respecting roofs which facilitate informed budgeting and roof repair decisions  
Basis: 1(a)

**First Use Date:** 1997-06-01**First Use in Commerce Date:** 1997-06-01

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL"

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2006-04-15 - Canceled Section 8 (6-year)

1999-07-13 - Registered - Principal Register

1999-04-20 - Published for opposition

1999-03-19 - Notice of publication

1998-12-31 - Approved for Pub - Principal Register (Initial exam)

1998-12-09 - Examiner's amendment mailed

1998-10-27 - Communication received from applicant

1998-04-28 - Non-final action mailed

1998-04-09 - Assigned To Examiner

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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

JED M CHINNECK

**Correspondent**

JED M CHINNECK

CRAM &amp; ASSOC

200 QUEENS AVE STE 514

LONDON ONTARIO N6A 1J3

CANADA

**Domestic Representative**

VERNON PROCTOR

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 723

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:31:12 ET**

**Serial Number:** 75345958 Assignment Information

**Registration Number:** 2337069

**Mark**



**(words only):** APOGEE DIGITAL

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2007-01-06

**Filing Date:** 1997-08-25

**Transformed into a National Application:** No

**Registration Date:** 2000-04-04

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-04-18

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**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Apogee Electronics

**Address:**

Apogee Electronics  
3145 Donald Douglas Loop South  
Santa Monica, CA 90405  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** California

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**GOODS AND/OR SERVICES**

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**International Class:** 009

**Class Status:** Section 8 - Cancelled

audio apparatus and audio software for converting signals and audio formats, namely, analog/digital and digital/analog converters, digital format converters, digital signal processors (DSP), microphone preamplifiers, audio filters, analog gain reduction processors, digital/mixing consoles, modular digital multi-track machines (MDM); blank digital and analog audio/video media, namely, compact discs, audio cassettes, and television video storage tapes; analog/digital interconnect cables for interfacing audio equipment

**Basis:** 1(a)

**First Use Date:** 1997-06-10

**First Use in Commerce Date:** 1997-06-10

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL"

**Design Search Code(s):**

26.11.21 - Rectangles that are completely or partially shaded

26.11.26 - Oblongs as carriers for words, letters or designs

26.11.27 - Oblongs not used as carriers for words, letters or designs

**Prior Registration Number(s):**

1711430

1993725

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2007-01-06 - Canceled Section 8 (6-year)

2006-04-18 - Case File In TICRS

2000-04-04 - Registered - Principal Register

2000-01-11 - Published for opposition

1999-12-10 - Notice of publication

1999-10-05 - Approved for Pub - Principal Register (Initial exam)

1999-10-05 - Assigned To Examiner

1999-06-30 - Communication received from applicant

1998-12-15 - Final refusal mailed



1998-09-18 - Communication received from applicant

1998-05-04 - Non-final action mailed

1998-04-08 - Assigned To Examiner

1998-04-07 - Assigned To Examiner

1998-04-06 - Assigned To Examiner

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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**

APOGEE ELECTRONICS  
3145 DONALD DOUGLAS LOOP S  
SANTA MONICA CA 90405

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 724

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:31:24 ET

Serial Number: 75340406 Assignment Information

Registration Number: 2353022

Mark (words only): DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-05-30

Filing Date: 1997-08-13

Transformed into a National Application: No

Registration Date: 2000-05-30

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-03-24

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LAST APPLICANT(S)/OWNER(S) OF RECORD

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1. Digital Equipment Corporation

Address:  
Digital Equipment Corporation  
111 Powdermill Road  
Maynard, MA 01754  
United States

Legal Entity Type: Corporation  
State or Country of Incorporation: Massachusetts

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GOODS AND/OR SERVICES

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International Class: 009  
Class Status: Active  
house mark for a full line of computers, computer peripherals, computer programs, and telecommunications equipment, namely, computer hardware and software  
Basis: 1(a)  
First Use Date: 1962-01-29

**First Use in Commerce Date:** 1962-01-29

**International Class:** 016

**Class Status:** Active

printed matter, namely, books, manuals, magazines, drawings, brochures, and leaflets on the subject of computers, computer programs, computer peripherals, communications equipment, the computer industry, and related fields; user's guides, printed forms, workbooks, training manuals, user manuals, and data sheets for use with computers, computer peripherals, computer programs, and communications equipment

**Basis:** 1(a)

**First Use Date:** 1962-01-29

**First Use in Commerce Date:** 1962-01-29

**International Class:** 035

**Class Status:** Active

organizing and conducting trade shows in the computer and communications fields

**Basis:** 1(a)

**First Use Date:** 1962-01-29

**First Use in Commerce Date:** 1962-01-29

**International Class:** 036

**Class Status:** Active

lease-purchase financing services

**Basis:** 1(a)

**First Use Date:** 1978-00-00

**First Use in Commerce Date:** 1978-00-00

**International Class:** 038

**Class Status:** Active

electronic communications services, namely, transmission of data, voice, and images; consultation services in the telecommunications field

**Basis:** 1(a)

**First Use Date:** 1962-01-29

**First Use in Commerce Date:** 1962-01-29

**International Class:** 041

**Class Status:** Active

educational services, namely, conducting classes and seminars in the computer and communications fields; training services in the computer and communications fields

**Basis:** 1(a)

**First Use Date:** 1962-01-29

**First Use in Commerce Date:** 1962-01-29

**International Class:** 042

**Class Status:** Active

consultation services, custom design and development services, and computer programming services for others, all in the computer and telecommunications fields; leasing and rental of computer and communications equipment and computer programs; and implementation and maintenance of computer programs

**Basis:** 1(a)

**First Use Date:** 1962-01-29

**First Use in Commerce Date:** 1962-01-29

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**ADDITIONAL INFORMATION**

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**Section 2(f)**

**Prior Registration Number(s):**

1739830  
1860682  
2019593  
2019594

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2006-03-24 - Case File In TIGRS  
2000-05-30 - Registered - Principal Register  
1999-07-21 - Extension Of Time To Oppose Received  
1999-06-22 - Published for opposition  
1999-05-21 - Notice of publication  
1999-03-10 - Approved for Pub - Principal Register (Initial exam)  
1999-03-10 - Assigned To Examiner  
1998-09-14 - Communication received from applicant  
1998-03-31 - Non-final action mailed  
1998-03-25 - Assigned To Examiner

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**ATTORNEY/CORRESPONDENT INFORMATION**

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**Attorney of Record**

CHRISTIE BATY HEINZE

**Correspondent**

CHRISTIE BATY HEINZE  
FINNEGAN HENDERSON FARABOW ET AL  
1300 I ST NW  
WASHINGTON DC 20005-3315

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 725

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:31:34 ET**

**Serial Number:** 75337314 Assignment Information

**Registration Number:** 2582509

**Mark (words only):** DIGITALAXIS

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2002-06-18

**Filing Date:** 1997-08-07

**Transformed into a National Application:** No

**Registration Date:** 2002-06-18

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 113

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2002-07-09

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#### LAST APPLICANT(S)/OWNER(S) OF RECORD

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1. E-BUILDER, INC.

**Address:**

E-BUILDER, INC.  
4041 N.W. 37TH PLACE SUITE C  
GAINESVILLE, FL 32606  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Florida

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#### GOODS AND/OR SERVICES

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**International Class:** 009

**Class Status:** Active

computer software in the field of information processing and storage for use in integrated web page development

**Basis:** 1(a)

**First Use Date:** 2000-12-15

**First Use in Commerce Date:** 2000-12-15

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2003-02-24 - TEAS Change Of Correspondence Received

2002-06-18 - Registered - Principal Register

2002-02-22 - Allowed for Registration - Principal Register (SOU accepted)

2002-02-19 - Assigned To Examiner

2002-02-11 - Communication received from applicant

2001-08-31 - Non-final action mailed

2001-08-20 - Statement of use processing complete

2001-06-08 - Amendment to Use filed

2001-03-05 - Extension 3 granted

2000-11-21 - Extension 3 filed

2000-07-21 - Extension 2 granted

2000-06-08 - Extension 2 filed

2000-02-03 - Extension 1 granted

1999-12-07 - Extension 1 filed

1999-06-08 - Notice of allowance - mailed

1999-03-16 - Published for opposition

1999-02-12 - Notice of publication

1998-12-17 - Approved for Pub - Principal Register (Initial exam)

1998-10-16 - Communication received from applicant

1998-04-17 - Non-final action mailed

1998-04-01 - Assigned To Examiner



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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

CHRISTINE Q MCLEOD

**Correspondent**

Christine Q. McLeod  
Beusse Brownlee Bowdoin & Wolter PA  
Suite 2500  
390 N. Orange Ave  
Orlando FL 32801  
Phone Number: (407) 926-7723  
Fax Number: (407) 926-7720

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 724

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:31:44 ET

Serial Number: 75327758 Assignment Information

Registration Number: 2390170

Mark

**digiCheck**

(words only): DIGICHECK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-09-26

Filing Date: 1997-07-18

Transformed into a National Application: No

Registration Date: 2000-09-26

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: L20 -TMEG Law Office 102

Date In Location: 2006-01-31

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**LAST APPLICANT(S)/OWNER(S) OF RECORD**

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1. Wavetek Corporation

**Address:**

Wavetek Corporation  
9045 Balboa Avenue  
San Diego, CA 92123  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

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**GOODS AND/OR SERVICES**

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**International Class:** 009

**Class Status:** Active

devices for measuring signal levels in broadband networks, cable systems, telecommunication networks, and computer networks such as local area networks

**Basis:** 1(a)

**First Use Date:** 1997-08-07

**First Use in Commerce Date:** 1997-08-07

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2006-12-11 - TEAS Change Of Correspondence Received

2006-01-23 - Case File In TIGRS

2000-09-26 - Registered - Principal Register

2000-08-02 - Allowed for Registration - Principal Register (SOU accepted)

2000-07-13 - Jurisdiction Restored To Examining Attorney

2000-07-07 - Ex parte appeal - Instituted

1999-12-20 - Final refusal mailed

1999-11-22 - Communication received from applicant

1999-05-21 - Non-final action mailed

1999-04-26 - Assigned To Examiner

1999-04-16 - Statement of use processing complete

1999-03-24 - Amendment to Use filed

1999-03-09 - Extension 1 granted

1999-02-18 - Extension 1 filed

1998-08-18 - Notice of allowance - mailed

1998-05-26 - Published for opposition

1998-04-24 - Notice of publication

1998-03-17 - Approved for Pub - Principal Register (Initial exam)

1998-03-09 - Assigned To Examiner

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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MITCHELL P BROOK

**Correspondent**

Jennifer A. Golinveaux

Winston & Strawn LLP

Suite 3900

101 California Street

San Francisco CA 94111-5894

Phone Number: 415-591-1000

Fax Number: 415-591-1400

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 727

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:31:54 ET**

**Serial Number:** 75313188 Assignment Information

**Registration Number:** 2578964

**Mark (words only):** DIGIMESS

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2002-06-11

**Filing Date:** 1997-06-23

**Transformed into a National Application:** No

**Registration Date:** 2002-06-11

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 109

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2002-06-25

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#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Aro Sociedad Anonima

**Address:**

Aro Sociedad Anonima  
Belgrano No. 369  
Capital Federal  
Argentina

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Argentina

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#### GOODS AND/OR SERVICES

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**International Class:** 009

**Class Status:** Active

scientific apparatus and instruments to measure physical sizes or dimensions, to test material composition or physical properties and to observe structural details and to detect defects such as inclusions and measuring apparatus, namely, scales, rulers, microscopes, meters, optical comparators, gage blocks, protractors, calipers, dial indicators, micrometers, thickness meters, hardness testers, dial bore gages

**Basis:** 1(a), 44(e)  
**First Use Date:** 1995-03-00  
**First Use in Commerce Date:** 2001-10-10

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**ADDITIONAL INFORMATION**

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**Foreign Registration Number:** 1283148  
**Foreign Registration Date:** 1988-04-11  
**Country:** Argentina  
**Foreign Expiration Date:** 2008-04-11

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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- 2002-06-11 - Registered - Principal Register
- 2002-02-22 - Allowed for Registration - Principal Register (SOU accepted)
- 2002-02-17 - Statement of use processing complete
- 2002-01-25 - Amendment to Use filed
- 2001-08-10 - Extension 3 granted
- 2001-07-25 - Extension 3 filed
- 2001-01-25 - Extension 2 granted
- 2001-01-25 - Extension 2 filed
- 2000-08-22 - Extension 1 granted
- 2000-06-23 - Extension 1 filed
- 2000-01-25 - Notice of allowance - mailed
- 1999-11-02 - Published for opposition
- 1999-10-01 - Notice of publication
- 1999-07-12 - Approved for Pub - Principal Register (Initial exam)
- 1999-02-25 - Communication received from applicant
- 1998-12-10 - Final refusal mailed
- 1998-09-04 - Communication received from applicant
- 1998-03-11 - Non-final action mailed



1998-01-30 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

PERLA M. KUHN

**Correspondent**

PERLA M. KUHN

HUGHES HUBBARD & REED, LLP

ONE BATTERY PARK PLAZA

NEW YORK, NY 10004

**Domestic Representative**

PERLA M, KUHN

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 728.

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:32:06 ET

Serial Number: 75307308 Assignment Information

Registration Number: 2398239

Mark (words only): DIGICOMP

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-01-21

Filing Date: 1997-06-12

Transformed into a National Application: No

Registration Date: 2000-10-24

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: L8D -TMEG Law Office 108 - Docket Clerk

Date In Location: 2006-02-08

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**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. ROSCO LABORATORIES, INC.

**Address:**  
ROSCO LABORATORIES, INC.  
52 Harbor View Avenue  
Stamford, CT 06902  
United States  
**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Active  
materials for digital compositing in TV or film, namely, camera filters and optical filters  
**Basis:** 1(a)  
**First Use Date:** 1999-11-16  
**First Use in Commerce Date:** 1999-12-15

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

- 2006-02-07 - Case File In TIGRS
  - 2006-01-21 - Section 8 (6-year) accepted & Section 15 acknowledged
  - 2005-11-02 - Section 8 (6-year) and Section 15 Filed
  - 2005-11-02 - TEAS Section 8 & 15 Received
  - 2000-10-24 - Registered - Principal Register
  - 2000-08-24 - Allowed for Registration - Principal Register (SOU accepted)
  - 2000-07-10 - Assigned To Examiner
  - 2000-06-15 - Statement of use processing complete
  - 2000-04-13 - Amendment to Use filed
  - 1999-08-20 - Extension 1 granted
  - 1999-07-23 - Extension 1 filed
  - 1999-05-04 - Notice of allowance - mailed
  - 1999-02-09 - Published for opposition
  - 1999-01-08 - Notice of publication
  - 1998-11-07 - Approved for Pub - Principal Register (Initial exam)
  - 1998-10-30 - Examiner's amendment mailed
  - 1998-06-11 - Non-final action mailed
  - 1998-03-10 - Communication received from applicant
  - 1998-02-02 - Non-final action mailed
  - 1998-01-20 - Assigned To Examiner
-

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Joshua S. Broitman

**Correspondent**

Joshua S. Broitman

OSTRAGER CHONG FLAHERTY & BROITMAN PC

Suite 825

250 Park Avenue

New York, NY 101770899

**Domestic Representative**

J. Harold Nissen

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 729

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:32:13 ET

**Serial Number:** 75307147 Assignment Information

**Registration Number:** 2220965

**Mark (words only):** DIGITZ

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-10-29

**Filing Date:** 1997-06-11

**Transformed into a National Application:** No

**Registration Date:** 1999-01-26

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1999-01-29

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Motorola, Inc.

**Address:**

Motorola, Inc.  
1303 East Algonquin Road  
Schaumburg, IL 60196  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

portable radio communication receivers, portable radio communication transmitters, pagers, replacement parts for the foregoing goods and user manuals distributed therewith, software for programming and operating pagers

**Basis:** 1(a)

**First Use Date:** 1997-04-30

**First Use in Commerce Date:** 1997-06-30

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2005-10-29 - Canceled Section 8 (6-year)

1999-01-26 - Registered - Principal Register

1998-10-02 - Allowed for Registration - Principal Register (SOU accepted)

1998-09-22 - Assigned To Examiner

1998-08-19 - Statement of use processing complete

1998-08-19 - Amendment to Use filed

1998-07-21 - Notice of allowance - mailed

1998-04-28 - Published for opposition

1998-03-27 - Notice of publication

1998-01-28 - Approved for Pub - Principal Register (Initial exam)

1998-01-20 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MELODY L SCHOTTLE

**Correspondent**

MELODY L SCHOTTLE

MOTOROLA INC

INTELLECTUAL PROPERTY DEPT

1303 E ALGONQUIN RD

SCHAUMBURG IL 60196



OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 730.

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:32:22 ET**

**Serial Number:** 75307146 Assignment Information

**Registration Number:** 2237617

**Mark**



**(words only):** DIGITZ

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2006-01-14

**Filing Date:** 1997-06-11

**Transformed into a National Application:** No

**Registration Date:** 1999-04-06

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1999-04-09

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Motorola, Inc.

**Address:**  
Motorola, Inc.  
1303 East Algonquin Road  
Schaumburg, IL 60196  
United States  
**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

portable radio communication receivers, portable radio communication transmitters, pagers, replacement parts for the foregoing goods and user manuals distributed therewith, software for programming and operating pagers

**Basis:** 1(a)

**First Use Date:** 1997-04-30

**First Use in Commerce Date:** 1997-06-30

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-01-14 - Canceled Section 8 (6-year)

1999-04-06 - Registered - Principal Register

1999-01-15 - Allowed for Registration - Principal Register (SOU accepted)

1999-01-15 - Assigned To Examiner

1999-01-11 - Assigned To Examiner

1998-12-22 - Statement of use processing complete

1998-11-30 - Amendment to Use filed

1998-07-28 - Notice of allowance - mailed

1998-05-05 - Published for opposition

1998-04-03 - Notice of publication

1998-01-28 - Approved for Pub - Principal Register (Initial exam)

1998-01-20 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MELODY L SCHOTTLE

**Correspondent**

MELODY L SCHOTTLE  
MOTOROLA INC  
INTELLECTUAL PROPERTY DEPT  
1303 E ALGONQUIN RD  
SCHAUMBURG IL 60196

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 731.

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:32:30 ET

Serial Number: 75302233 Assignment Information

Registration Number: 2277060

Mark



(words only): DIGITAL CARTE MASTER

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-06-24

Filing Date: 1997-06-02

Transformed into a National Application: No

Registration Date: 1999-09-14

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-09-01

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. M.G.I. USA, Inc.

**Address:**  
M.G.I. USA, Inc.  
1333 Gateway Drive, Suite 1008  
Melbourne, FL 32901  
United States  
**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Florida

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Section 8 - Cancelled  
computer printers, namely, digital printers  
**Basis:** 1(a)  
**First Use Date:** 1997-01-31  
**First Use in Commerce Date:** 1997-01-31

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL"

**Description of Mark:** "DIGITAL CARTE MASTER" in stylized type and the design of a top-hatted gentleman.

**Design Search Code(s):**  
**02.01.01** - Busts of men facing forward; Heads of men facing forward; Men - heads, portraiture, or busts facing forward; Portraiture of men facing forward  
**09.05.02** - Top hats

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-09-01 - Case File In TICRS

2006-06-24 - Canceled Section 8 (6-year)

1999-09-14 - Registered - Principal Register

1999-03-01 - Extension Of Time To Oppose Received

1999-02-16 - Published for opposition

1999-01-15 - Notice of publication

1998-11-03 - Approved for Pub - Principal Register (Initial exam)

1998-10-15 - Examiner's amendment mailed

1998-09-30 - Non-final action mailed

1998-09-17 - Previous allowance count withdrawn

1998-08-12 - Approved for Pub - Principal Register (Initial exam)

1998-07-28 - Examiner's amendment mailed

1998-01-26 - Non-final action mailed

1998-01-07 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

AVA K DOPPELT

**Correspondent**

AVA K DOPPELT

ALLEN DYER DOPPELT MILBRATH ET AL

255 S ORANGE AVE STE 1401

ORLANDO FL 32802

---



OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 732

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:32:46 ET

Serial Number: 75297271 Assignment Information

Registration Number: 2303211

Mark



(words only): DAB DIGITAL AUDIO BROADCASTING

Standard Character claim: No

Current Status: Registered.

Date of Status: 1999-12-28

Filing Date: 1997-05-23

Transformed into a National Application: No

Registration Date: 1999-12-28

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-06-02

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. KONINKLIJKE PHILIPS ELECTRONICS N.V.

**Address:**

KONINKLIJKE PHILIPS ELECTRONICS N.V.  
GROENEWOUDSEWEG 1  
EINDHOVEN  
Netherlands

**Legal Entity Type:** Ltd Liab Co

**State or Country Where Organized:** Netherlands

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

radio transmitting and receiving sets, radio and television broadcast receiving sets, voice frequency transmitters, satellite transceivers, modems, car radio, amplifiers, tuners; decoders and encoders for audio signals; integrated circuits (ICs) and semi-conductors

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DAB DIGITAL AUDIO BROADCASTING"

**Foreign Application Number:** 884752

**Foreign Registration Number:** 594329

**Foreign Registration Date:** 1996-12-20

**Country:** Benelux

**Foreign Filing Date:** 1996-12-20

**Foreign Expiration Date:** 2006-12-20

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-06-02 - Case File In TICS

2006-01-05 - Section 8 (6-year) filed

2006-01-05 - TEAS Section 8 Received

2003-05-14 - TEAS Change Of Correspondence Received

1999-12-28 - Registered - Principal Register

1999-10-05 - Published for opposition

1999-09-03 - Notice of publication

1999-06-04 - Approved for Pub - Principal Register (Initial exam)

1999-04-05 - Communication received from applicant

1998-10-05 - Letter of suspension mailed

1998-07-15 - Communication received from applicant

1998-07-15 - ITU claim deleted

1998-01-12 - Non-final action mailed

1997-12-18 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

ERNESTINE C BARTLETT

**Correspondent**

ERNESTINE C. BARTLETT

PHILIPS ELECTRONICS NORTH AMERICA CORP.

Post Office Box 3001

Briarcliff Manor NY 10510-8001

Phone Number: (914) 333 - 9638

Fax Number: (914) 332 - 0615

**Domestic Representative**

Ernestine C. Bartlett

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 733.

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:32:56 ET

Serial Number: 75293473 Assignment Information

Registration Number: 2350946

Mark (words only): DIGITAL DARKROOM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-05-16

Filing Date: 1997-05-16

Transformed into a National Application: No

Registration Date: 2000-05-16

Register: Supplemental

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-03-30

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Micro Frontier Incorporated

Address:  
Micro Frontier Incorporated  
301 101st Street, Suite E  
Urbandale, IA 50322  
United States  
Legal Entity Type: Corporation  
State or Country of Incorporation: Iowa

---

GOODS AND/OR SERVICES

---

International Class: 009  
Class Status: Active  
computer software for use in digital image processing  
Basis: 1(a)  
First Use Date: 1997-12-09  
First Use in Commerce Date: 1997-12-09

---

ADDITIONAL INFORMATION

---

(NOT AVAILABLE)

---

MADRID PROTOCOL INFORMATION

---

(NOT AVAILABLE)

---

PROSECUTION HISTORY

---

2006-03-30 - Case File In TICRS

2000-05-16 - Registered - Supplemental Register

2000-03-20 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2000-03-20 - Amendment to Use approved

2000-01-24 - Communication received from applicant

1999-07-22 - Non-final action mailed

1999-04-12 - Communication received from applicant

1999-06-29 - Amendment to use processing complete

1999-04-12 - Amendment to Use filed

1998-10-15 - Non-final action mailed

1998-06-22 - Communication received from applicant

1997-12-22 - Non-final action mailed

1997-12-09 - Assigned To Examiner

---

ATTORNEY/CORRESPONDENT INFORMATION

---

**Attorney of Record**  
KENT A HERINK

**Correspondent**  
KENT A HERINK  
DAVIS BROWN KOEHN SHORS & ROBERTS PC  
THE FINANCIAL CTR  
666 WALNUT ST STE 2500  
DES MOINES IA 50309-3993

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 734

TO APPLICANT'S NOTICE OF RELIANCE



**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:33:20 ET**

**Serial Number:** 75292991 Assignment Information

**Registration Number:** 2296501

**Mark (words only):** DIGITEST

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2006-03-04

**Filing Date:** 1997-05-16

**Transformed into a National Application:** No

**Registration Date:** 1999-11-30

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 113

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-06-16

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Tollgrade Communications, Inc.

**Address:**

Tollgrade Communications, Inc.

493 Nixon Road

Cheswick, PA 15024

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Pennsylvania

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

apparatus for testing a telephone network, namely, a test element manager for controlling and routing electrical tests and test messages, a measuring unit for measuring analog and electrical signals of telephone lines, and related switches and multiplexers

**Basis:** 1(a)

**First Use Date:** 1999-03-12**First Use in Commerce Date:** 1999-03-12

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-06-16 - Case File In TICRS

2006-03-04 - Section 8 (6-year) accepted &amp; Section 15 acknowledged

2006-02-24 - Assigned To Paralegal

2005-10-19 - Section 8 (6-year) and Section 15 Filed

2005-10-19 - TEAS Section 8 &amp; 15 Received

1999-11-30 - Registered - Principal Register

1999-08-26 - Allowed for Registration - Principal Register (SOU accepted)

1999-08-23 - Assigned To Examiner

1999-08-19 - Statement of use processing complete

1999-07-02 - Amendment to Use filed

1999-03-16 - Notice of allowance - mailed

1998-12-22 - Published for opposition

1998-11-20 - Notice of publication

1998-10-08 - Approved for Pub - Principal Register (Initial exam)

1998-09-28 - Examiner's amendment mailed

1998-06-23 - Communication received from applicant

1997-12-18 - Non-final action mailed

1997-12-08 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
KENT E BALDAUF

**Correspondent**  
KENT E BALDAUF  
WEBB ZIESENHEIM BRUENING LOGSDON ET AL  
700 KOPPERS BLDG  
436 7TH AVE  
PITTSBURGH PA 15219-1845

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 135

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:33:44 ET**

**Serial Number:** 75290730 Assignment Information

**Registration Number:** 2463063

**Mark (words only):** DIGISERVER

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2001-06-26

**Filing Date:** 1997-05-12

**Transformed into a National Application:** No

**Registration Date:** 2001-06-26

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 113

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-10-12

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. ONEVISION SOFTWARE AG

**Address:**

ONEVISION SOFTWARE AG  
DR. LEO-RITTER STRASSE 9  
REGENSBURG 93049

Fed Rep Germany

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Fed Rep Germany

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

computer and data processing software for publishing, for use by advertising agencies and publishing companies, and blank data carriers

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 042

**Class Status:** Active

computer programming for others; developing software concepts for others in the data processing field; and software consulting

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

---

#### ADDITIONAL INFORMATION

---

**Foreign Application Number:** 39649044.1

**Foreign Registration Number:** 39649044

**Foreign Registration Date:** 1997-03-17

**Country:** Fed Rep Germany

**Foreign Filing Date:** 1996-11-12

**Foreign Expiration Date:** 2006-11-30

---

#### MADRID PROTOCOL INFORMATION

---

(NOT AVAILABLE)

---

#### PROSECUTION HISTORY

---

2006-10-12 - Case File In TICRS

2001-06-26 - Registered - Principal Register

1999-03-08 - Extension Of Time To Oppose Received

1999-02-16 - Published for opposition

1999-01-15 - Notice of publication

1998-07-09 - Approved for Pub - Principal Register (Initial exam)

1998-07-01 - Examiner's amendment mailed

1998-06-05 - Communication received from applicant

1997-12-08 - Non-final action mailed

1997-12-01 - Assigned To Examiner

---

#### ATTORNEY/CORRESPONDENT INFORMATION

---

**Attorney of Record**

STEWART L GITLER

**Correspondent**

STEWART L GITLER  
HOFFMAN WASSON & GITLER  
2361 JEFFERSON DAVIS HWY STE 522  
ARLINGTON VA 22202

**Domestic Representative**  
Hoffman, Wasson & Gitler

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 73k

TO APPLICANT'S NOTICE OF RELIANCE



**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:33:56 ET**

**Serial Number:** 75287565 Assignment Information

**Registration Number:** 2330362

**Mark (words only):** DIGITAL ANALYSIS TESTS AND STATISTICS

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2006-12-16

**Filing Date:** 1997-05-06

**Transformed into a National Application:** No

**Registration Date:** 2000-03-14

**Register:** Supplemental

**Law Office Assigned:** LAW OFFICE 113

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-05-08

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. NIGRINI, MARK J.

**Address:**  
NIGRINI, MARK J.  
606 Rockcrossing Lane  
Allen, TX 750025262  
United States

**Legal Entity Type:** Individual

**Country of Citizenship:** South Africa

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

computer software and pre-recorded computer discs containing computer software for data analysis, namely, database analysis, statistical data analysis, business data analysis, financial data analysis, governmental data analysis, and data analysis for fraud detection, and computer software manuals sold together as a unit with such computer software

**Basis:** 1(a)

**First Use Date:** 1995-05-00**First Use in Commerce Date:** 1995-05-00

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**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

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2006-12-16 - Canceled Section 8 (6-year)

2006-05-08 - Case File In TICRS

2000-03-14 - Registered - Supplemental Register

2000-01-03 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

1999-11-10 - Examiner's amendment mailed

1999-11-08 - Assigned To Examiner

1999-05-03 - Communication received from applicant

1998-07-06 - Unresponsive/Duplicate Paper Received

1998-11-02 - Final refusal mailed

1998-08-07 - Communication received from applicant

1998-08-14 - Non-final action mailed

1998-08-12 - Assigned To Examiner

1998-06-03 - Communication received from applicant

1997-12-04 - Non-final action mailed

1997-11-26 - Assigned To Examiner

1997-11-19 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MATTHEW C FAGAN

**Correspondent**

MATTHEW C FAGAN  
WATTS HOFFMANN FISHER & HEINKE CO LPA  
PO BOX 99839  
CLEVELAND OH 44199-0839

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 737

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:34:24 ET

**Serial Number:** 75283373 Assignment Information

**Registration Number:** 2449419

**Mark (words only):** DIGITAL TECHNICS

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2001-05-08

**Filing Date:** 1997-04-29

**Transformed into a National Application:** No

**Registration Date:** 2001-05-08

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-11-15

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DIGITAL TECHNICS INC.

**Address:**

DIGITAL TECHNICS INC.  
7100 Columbia Gateway Drive, Suite 190  
Columbia, MD 21046  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Maryland

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

telecommunications platforms in the nature of computer hardware and software and telecommunications switches for use in public and private branch networks

**Basis:** 1(a)

**First Use Date:** 1992-04-00

**First Use in Commerce Date:** 1995-09-00

**International Class:** 041

**Class Status:** Active

training services, namely, providing training in telecommunications switches, platforms and related telecommunications systems integration

**Basis:** 1(a)

**First Use Date:** 1996-11-00

**First Use in Commerce Date:** 1996-11-00

**International Class:** 042

**Class Status:** Active

providing research and development services for others in the field of telecommunications switches and related telecommunications systems integration

**Basis:** 1(a)

**First Use Date:** 1995-07-00

**First Use in Commerce Date:** 1995-09-00

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#### ADDITIONAL INFORMATION

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**Disclaimer:** "DIGITAL"

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#### MADRID PROTOCOL INFORMATION

---

(NOT AVAILABLE)

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#### PROSECUTION HISTORY

---

2006-11-15 - Case File In TICRS

2001-05-08 - Registered - Principal Register

2000-11-23 - Allowed for Registration - Principal Register (SOU accepted)

2000-10-18 - Statement of use processing complete

2000-08-17 - Amendment to Use filed

2000-02-14 - Extension 1 granted

2000-02-14 - Extension 1 filed

1999-08-17 - Notice of allowance - mailed

1999-05-25 - Published for opposition

1999-04-23 - Notice of publication

1999-02-02 - Approved for Pub - Principal Register (Initial exam)

1999-01-25 - Examiner's amendment mailed

1998-07-22 - Communication received from applicant

1998-01-29 - Non-final action mailed

1998-01-15 - Assigned To Examiner

1997-12-17 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MICHAEL T. MURPHY

**Correspondent**

MICHAEL T. MURPHY

ROYLANCE ABRAMS BERDO & GOODMAN LLP

1300 19TH ST, N.W. SUITE 600

WASHINGTON DC 20036-1649

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 738

TO APPLICANT'S NOTICE OF RELIANCE



Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:37:24 ET

Serial Number: 75277514 Assignment Information

Registration Number: 2286023

Mark



(words only): ADA. APPLIED DIGITAL ACCESS

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-07-22

Filing Date: 1997-04-21

Transformed into a National Application: No

Registration Date: 1999-10-12

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 40S -Scanning On Demand

Date In Location: 2006-09-07

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. APPLIED DIGITAL ACCESS, INC.

**Address:**  
APPLIED DIGITAL ACCESS, INC.  
30 OLD RUDNICK LANE  
DOVER, DE 19901  
United States  
**Legal Entity Type:** Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

**International Class:** 009  
**Class Status:** Section 8 - Cancelled  
electronic communications network system comprised of electronic equipment, computer hardware, and associated computer software, all used for monitoring communications activity on telephone networks  
**Basis:** 1(a)  
**First Use Date:** 1998-01-29  
**First Use in Commerce Date:** 1998-03-23

ADDITIONAL INFORMATION

**Disclaimer:** "DIGITAL ACCESS"  
  
**Prior Registration Number(s):**  
1909850

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-07 - Case File In TICRS  
2006-07-22 - Canceled Section 8 (6-year)  
2002-12-16 - TEAS Change Of Correspondence Received  
1999-10-12 - Registered - Principal Register  
1999-07-08 - Allowed for Registration - Principal Register (SOU accepted)  
1999-07-06 - Assigned To Examiner  
1999-05-27 - Statement of use processing complete  
1999-05-27 - Amendment to Use filed  
1999-05-27 - Extension 1 granted  
1999-05-27 - Extension 1 filed  
1998-12-15 - Notice of allowance - mailed  
1998-09-22 - Published for opposition  
1998-08-21 - Notice of publication

1998-07-14 - Approved for Pub - Principal Register (Initial exam)

1998-07-02 - Examiner's amendment mailed

1998-03-31 - Non-final action mailed

1998-02-13 - Previous allowance count withdrawn

1998-01-30 - Approved for Pub - Principal Register (Initial exam)

1997-12-22 - Communication received from applicant

1997-10-22 - Non-final action mailed

1997-10-22 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

DAVID A HALL

**Correspondent**

Harold J. Milstein

Heller Ehrman White & McAuliffe LLP

275 Middlefield Road

Menlo Park CA 94025-3506

Phone Number: (650) 324-7000

Fax Number: (650) 324-0638

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 739

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:37:45 ET

Serial Number: 82679269 Assignment Information

Registration Number: 2679269

Mark

(words only): (NOT AVAILABLE)

Standard Character claim: No

Current Status: Registration canceled, file returned to a pending application status for re-examination.

Date of Status: 2006-06-21

Filing Date: (DATE NOT AVAILABLE)

Transformed into a National Application: No

Registration Date: 2003-01-28

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 000 -Unknown

Date In Location: (DATE NOT AVAILABLE)

LAST APPLICANT(S)/OWNER(S) OF RECORD

(NOT AVAILABLE)

GOODS AND/OR SERVICES

(NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

(NOT AVAILABLE)

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 740

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:38:00 ET

Serial Number: 75269291 Assignment Information

Registration Number: 2247025

Mark



(words only): DD DIGIDYNE

Standard Character claim: No

Current Status: Partial Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-06-02

Filing Date: 1997-04-04

Transformed into a National Application: No

Registration Date: 1999-05-25

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: (NOT AVAILABLE)

Date In Location: 2006-06-02

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**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Digidyne Incorporated

**Address:**

Digidyne Incorporated  
10 Mobile Street  
Mobile, AL 36607  
United States

**Legal Entity Type:** Corporation



**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

**Basis:** 1(a)

**First Use Date:** 1996-04-01

**First Use in Commerce Date:** 1996-04-01

**International Class:** 037

**Class Status:** Active

computer hardware, software, and network installation services, and optical imaging system installation services

**Basis:** 1(a)

**First Use Date:** 1996-04-01

**First Use in Commerce Date:** 1996-04-01

**International Class:** 042

**Class Status:** Active

computer software technical support services, namely, providing on-line technical support services via global computer information networks for computer software users; computer consultation services; and providing multiple-user access to a global computer information network for the transfer and dissemination of a wide range for information

**Basis:** 1(a)

**First Use Date:** 1996-04-01

**First Use in Commerce Date:** 1996-04-01

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**ADDITIONAL INFORMATION**

---

**Design Search Code(s):**

**26.11.21** - Rectangles that are completely or partially shaded

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2006-06-02 - Partial Section 8 (6-year) accepted & Section 15 acknowledged

2006-02-01 - Assigned To Paralegal

2005-11-22 - Section 8 (6-year) and Section 15 Filed

2005-11-22 - TEAS Section 8 & 15 Received

2002-12-18 - TEAS Change Of Correspondence Received

1999-05-25 - Registered - Principal Register

1998-11-16 - Extension Of Time To Oppose Received

1998-10-13 - Published for opposition  
1998-09-11 - Notice of publication  
1998-07-24 - Approved for Pub - Principal Register (Initial exam)  
1998-05-11 - Communication received from applicant  
1997-11-10 - Non-final action mailed  
1997-10-28 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

CHRISTOPHER A. HOLLAND

**Correspondent**

CHRISTOPHER A. HOLLAND  
SMITH, GAMBRELL AND RUSSELL  
PROMENADE II, SUITE 3100  
1230 PEACHTREE ST., NE  
ATLANTA, GA 30309  
Phone Number: 404-815-3500  
Fax Number: 404-685-7065

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 741

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:38:11 ET

Serial Number: 75266905 Assignment Information

Registration Number: 2236114

Mark (words only): DIGITALTALK

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-01-07

Filing Date: 1997-03-28

Transformed into a National Application: No

Registration Date: 1999-03-30

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1999-04-02

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. NEC America, Inc.

Address:  
NEC America, Inc.  
8 Corporate Center Drive  
Melville, NY 11747  
United States

Legal Entity Type: Corporation  
State or Country of Incorporation: New York

---

GOODS AND/OR SERVICES

---

International Class: 009  
Class Status: Section 8 - Cancelled  
cellular telephones  
Basis: 1(a)  
First Use Date: 1996-08-00  
First Use in Commerce Date: 1996-08-00

---

**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

- 2006-01-07 - Canceled Section 8 (6-year)
  - 2003-01-23 - TEAS Change Of Correspondence Received
  - 1999-03-30 - Registered - Principal Register
  - 1999-01-28 - Allowed for Registration - Principal Register (SOU accepted)
  - 1999-01-22 - Assigned To Examiner
  - 1999-01-08 - Statement of use processing complete
  - 1998-11-04 - Amendment to Use filed
  - 1998-08-18 - Notice of allowance - mailed
  - 1998-01-14 - Extension Of Time To Oppose Received
  - 1997-12-16 - Published for opposition
  - 1997-11-14 - Notice of publication
  - 1997-10-14 - Approved for Pub - Principal Register (Initial exam)
  - 1997-10-10 - Assigned To Examiner
- 

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
LAURENCE J MARHOEFER

**Correspondent**  
Marlene J. Williams, Esq.  
Thelen, Reid & Priest LLP  
P.O. Box 190187  
San Francisco CA 94119-0187  
Phone Number: 415 369 7368  
Fax Number: 415 369 8737

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 742

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:38:22 ET**

**Serial Number:** 75264642 Assignment Information

**Registration Number:** 2227176

**Mark (words only):** EXCLUSIVELY DIGITAL

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-12-10

**Filing Date:** 1997-03-26

**Transformed into a National Application:** No

**Registration Date:** 1999-03-02

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1999-04-13

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. DORIAN GROUP, LTD., THE

**Address:**  
DORIAN GROUP, LTD., THE  
8 Brunswick Road  
Troy, NY 12180  
United States

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** New York

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Section 8 - Cancelled  
compact discs featuring music using digital technology  
**Basis:** 1(a)  
**First Use Date:** 1988-06-03  
**First Use in Commerce Date:** 1988-06-03

---

**ADDITIONAL INFORMATION**

---

**Section 2(f)**

**Prior Registration Number(s):**  
1570462

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

- 2005-12-10 - Canceled Section 8 (6-year)
  - 1999-03-02 - Registered - Principal Register
  - 1998-02-10 - Extension Of Time To Oppose Received
  - 1998-01-13 - Published for opposition
  - 1997-12-12 - Notice of publication
  - 1997-10-27 - Approved for Pub - Principal Register (Initial exam)
  - 1997-10-15 - Assigned To Examiner
- 

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
MARTIN J RICCIARDI

**Correspondent**  
MARTIN J RICCIARDI  
WHITEMAN OSTERMAN & HANNA  
1 COMMERCE PLZ  
ALBANY NY 12260

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 743

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:38:33 ET**

**Serial Number:** 75260594 Assignment Information

**Registration Number:** 2288392

**Mark**



**(words only):** DPS DIGITAL PROCESSING SYSTEMS

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2006-07-29

**Filing Date:** 1997-03-20

**Transformed into a National Application:** No

**Registration Date:** 1999-10-26

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-06-19

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Digital Processing Systems, Inc.

**Address:**

Digital Processing Systems, Inc.  
11 Spiral Drive  
Florence, KY 41042  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

digital video processing equipment, namely, signal synchronizers and time based correctors and digital video and audio recording equipment, namely, printed circuit boards which convert television video signals for storage on computer hard drives

**Basis:** 1(a)

**First Use Date:** 1996-12-06

**First Use in Commerce Date:** 1996-12-06

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL PROCESSING SYSTEMS"

**Design Search Code(s):**

**26.01.21** - Circles that are totally or partially shaded.

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2006-07-29 - Canceled Section 8 (6-year)

2006-06-19 - Case File In TIGRS

1999-10-26 - Registered - Principal Register

1999-08-03 - Published for opposition

1999-07-02 - Notice of publication

1999-03-22 - Approved for Pub - Principal Register (Initial exam)

1999-03-09 - Examiner's amendment mailed

1999-03-08 - Jurisdiction Restored To Examining Attorney

1999-03-08 - Ex parte appeal - Instituted

1998-12-30 - Communication received from applicant

1998-06-30 - Final refusal mailed

1998-02-11 - Communication received from applicant

1998-01-12 - Communication received from applicant

1997-07-11 - Non-final action mailed

1997-06-30 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
LYNDA E. ROESCH

**Correspondent**  
LYNDA E. ROESCH  
DINSMORE & SHOHL PLL  
1900 CHEMED CTR  
255 E 5TH ST  
CINCINNATI OH 45202

---

OPPOSITION NO. 91163719

**Serial No. 76/561,585**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

744

TO APPLICANT'S NOTICE OF RELIANCE

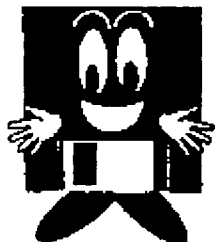
**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:38:42 ET**

**Serial Number:** 75256145 Assignment Information

**Registration Number:** 2277024

**Mark**



**(words only):** DCV DIGITAL CURRICULUM VITAE

**Standard Character claim:** No

**Current Status:** A Section 8 affidavit has been accepted.

**Date of Status:** 2006-06-19

**Filing Date:** 1997-03-12

**Transformed into a National Application:** No

**Registration Date:** 1999-09-14

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-08-29

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

**1. CV BASE AG**

**Address:**

CV BASE AG  
Goethestrasse 61  
9008 St. Gallen  
Switzerland

**Legal Entity Type:** Company

**State or Country Where Organized:** Switzerland

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

computer software for the collection of data and for the creation and management of computer databases

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 035

**Class Status:** Active

preparing and placing advertisements for others in magazines and on computer networks; career information services, namely, collecting, storing, encrypting, and decrypting personal career data regarding the curriculum vitae of candidates

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 038

**Class Status:** Active

electronic transmission of personal career data regarding the curriculum vitae of candidates

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 041

**Class Status:** Active

electronic publishing services, namely, publication of text and data of others via computer networks and computer databases containing personal career data

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 042

**Class Status:** Active

computer software development for others

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL CURRICULUM VITAE"

**Design Search Code(s):**

**02.01.33** - Grotesque men formed by letters, numbers, punctuation or geometric shapes; Stick figures

**02.01.34** - Monsters (not robots); Other grotesque including men formed by plants or objects

**04.07.02** - Objects forming a person; Person formed by objects

**15.05.04** - CPU (central processing unit); Computer devices; Mainframes (computer); PDAs (handheld computer); Printer (computer); Servers, computer; Tape drives (computer)

**Foreign Registration Number:** 432632  
**Foreign Registration Date:** 1996-12-12  
**Country:** Switzerland  
**Foreign Expiration Date:** 2006-06-07

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-08-29 - Case File In TICRS  
2006-06-19 - Section 8 (6-year) accepted  
2006-03-13 - Section 8 (6-year) filed  
2006-03-13 - PAPER RECEIVED  
1999-09-14 - Registered - Principal Register  
1999-06-22 - Published for opposition  
1999-05-21 - Notice of publication  
1999-03-13 - Approved for Pub - Principal Register (Initial exam)  
1999-03-09 - ITU claim deleted  
1999-03-09 - Examiner's amendment mailed  
1999-01-26 - Examiner's amendment mailed  
1998-11-09 - Non-final action mailed  
1998-10-22 - Assigned To Examiner  
1998-10-22 - Assigned To Examiner  
1998-02-02 - Communication received from applicant  
1997-09-25 - Non-final action mailed  
1997-09-23 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
WILLIAM H. BREWSTER

**Correspondent**  
WILLIAM H. BREWSTER



KILPATRICK STOCKTON LLP  
1100 PEACHTREE ST STE 2800  
ATLANTA, GA 30309

**Domestic Representative**  
Kilpatrick Stockton LLP

---

**Serial No. 76/561,585**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

745

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:38:53 ET**

**Serial Number:** 75253032 Assignment Information

**Registration Number:** 2149195

**Mark (words only):** DIGIDANCE

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2003-08-20

**Filing Date:** 1997-03-06

**Transformed into a National Application:** No

**Registration Date:** 1998-04-07

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2003-08-22

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. de Groot, Robertus Franciscus Maria

**Address:**

de Groot, Robertus Franciscus Maria  
Ruisvoornvijver 31  
2492 MN DEN HAAG  
Netherlands

**Legal Entity Type:** Individual

**Country of Citizenship:** Netherlands

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

pre-recorded compact discs featuring piano music for ballet class

**Basis:** 1(a)

**First Use Date:** 1988-00-00

**First Use in Commerce Date:** 1996-07-23

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

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---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

---

**PROSECUTION HISTORY**

---

2003-08-20 - Section 8 (6-year) accepted & Section 15 acknowledged

2003-06-16 - Section 8 (6-year) and Section 15 Filed

2003-06-16 - PAPER RECEIVED

1998-04-07 - Registered - Principal Register

1998-01-13 - Published for opposition

1997-12-12 - Notice of publication

1997-11-07 - Approved for Pub - Principal Register (Initial exam)

1997-10-01 - Communication received from applicant

1997-09-17 - Non-final action mailed

1997-08-29 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

HAE PARK-SUK

**Correspondent**

HAE PARK-SUK

CLEARY & KOMEN LLP

600 PENNSYLVANIA AVE SE STE 200

WASHINGTON DC 20003-4316

**Domestic Representative**

CLEARY & KOMEN, LLP

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 746

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:39:03 ET

Serial Number: 75252448 Assignment Information

Registration Number: 2199395

Mark (words only): DIGITAL 3DI

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2005-07-30

Filing Date: 1997-03-05

Transformed into a National Application: No

Registration Date: 1998-10-27

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1998-11-10

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. ATL ULTRASOUND, INC.

**Address:**

ATL ULTRASOUND, INC.  
22100 BOTHELL-EVERETT HWY SE  
BOTHELL, WA 980413003  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Washington

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

feature of a medical diagnostic ultrasound apparatus, namely, computer hardware and software that transfers, manipulates, and displays ultrasound images

**Basis:** 1(a)

**First Use Date:** 1996-11-01

**First Use in Commerce Date:** 1996-11-01

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL"

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

2005-07-30 - Canceled Section 8 (6-year)  
1998-10-27 - Registered - Principal Register  
1998-08-04 - Published for opposition  
1998-07-03 - Notice of publication  
1998-05-12 - Approved for Pub - Principal Register (Initial exam)  
1998-03-04 - Communication received from applicant  
1997-10-17 - Assigned To Examiner  
1997-09-29 - Non-final action mailed  
1997-09-19 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**  
ATL ULTRASOUND INC  
22100 BOTHELL-EVERETT HWY SE  
BOTHELL WA 98401-3003

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 747

TO APPLICANT'S NOTICE OF RELIANCE



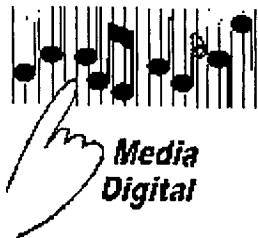
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:39:12 ET

Serial Number: 75246270 Assignment Information

Registration Number: 2199379

Mark



(words only): MEDIA DIGITAL

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2005-07-30

Filing Date: 1997-02-24

Transformed into a National Application: No

Registration Date: 1998-10-27

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 900 -File Repository (Franconia)

Date In Location: 1998-11-10

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Media Digital Corporation

**Address:**

Media Digital Corporation  
7 Warren Avenue  
Salem, NH 03079  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** New Hampshire

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

audio systems, namely, programmable digital audio musical jukeboxes with microphone capability

**Basis:** 1(a)

**First Use Date:** 1995-07-00

**First Use in Commerce Date:** 1995-07-00

**International Class:** 041

**Class Status:** Section 8 - Cancelled

rental of programmable, digital, audio musical jukeboxes with microphone capability

**Basis:** 1(a)

**First Use Date:** 1995-07-00

**First Use in Commerce Date:** 1995-07-00

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL"

**Design Search Code(s):**

02.11.07 - Arms; Fingers; Hands; Human hands, fingers, arms

24.17.13 - Clef symbol (musical); Musical notes; Musical staff; Musical symbols, including treble and bass clef symbols, sharp and flat symbols and notes

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2005-07-30 - Canceled Section 8 (6-year)

1998-10-27 - Registered - Principal Register

1998-08-04 - Published for opposition

1998-07-03 - Notice of publication

1998-05-22 - Approved for Pub - Principal Register (Initial exam)

1998-05-22 - Assigned To Examiner

1998-03-05 - Communication received from applicant

1997-09-11 - Non-final action mailed

1997-08-21 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

ROBERT R DELEAULT

**Correspondent**

ROBERT R DELEAULT  
MESMER LAW OFFICES PA  
41 BROOK ST  
MANCHESTER NH 03104

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 748

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:39:22 ET**

**Serial Number:** 75244900 Assignment Information

**Registration Number:** 2135791

**Mark (words only):** DIGIMATIC

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2003-06-20

**Filing Date:** 1997-02-20

**Transformed into a National Application:** No

**Registration Date:** 1998-02-10

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2003-06-23

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Electronic Systems Engineering Company

**Address:**

Electronic Systems Engineering Company  
One ESECO Road  
Cushing, OK 740239912  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Oklahoma

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

photographic, reprographic and graphic arts equipment, namely, digital color enlarging printers

**Basis:** 1(a)

**First Use Date:** 1996-09-15

**First Use in Commerce Date:** 1996-09-15

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

2003-06-20 - Section 8 (6-year) accepted & Section 15 acknowledged

2003-03-19 - Section 8 (6-year) and Section 15 Filed

2003-03-19 - PAPER RECEIVED

1998-02-10 - Registered - Principal Register

1997-11-18 - Published for opposition

1997-10-17 - Notice of publication

1997-09-18 - Approved for Pub - Principal Register (Initial exam)

1997-09-15 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MARTIN KORN

**Correspondent**

MARTIN KORN

LOCKE LIDDELL & SAPP LLP

2200 ROSS AVE STE 2200

DALLAS TX 75201-2748

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 749

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:39:31 ET

Serial Number: 75236146 Assignment Information

Registration Number: 2352215

Mark (words only): DIGICOUNT PEOPLE MONITOR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-05-23

Filing Date: 1997-02-04

Transformed into a National Application: No

Registration Date: 2000-05-23

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-03-27

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Roth Bros., Inc.

**Address:**

Roth Bros., Inc.  
3847 Crum Road P.O. Box 4209  
Youngstown, OH 44515  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Ohio

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

computer software, hardware, and related peripherals for use in tracking movement through a pre-determined area

**Basis:** 1(a)

**First Use Date:** 1997-01-31

**First Use in Commerce Date:** 1997-03-31



**ADDITIONAL INFORMATION**

**Disclaimer:** "PEOPLE MONITOR"

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

- 2006-03-27 - Case File In TICRS
- 2000-05-23 - Registered - Principal Register
- 2000-03-09 - Allowed for Registration - Principal Register (SOU accepted)
- 2000-02-14 - Assigned To Examiner
- 2000-02-09 - Statement of use processing complete
- 1999-12-13 - Amendment to Use filed
- 1999-09-08 - Extension 2 granted
- 1999-09-08 - Extension 2 filed
- 1999-03-31 - Extension 1 granted
- 1999-03-05 - Extension 1 filed
- 1998-09-08 - Notice of allowance - mailed
- 1998-06-16 - Published for opposition
- 1998-05-15 - Notice of publication
- 1998-04-07 - Approved for Pub - Principal Register (Initial exam)
- 1998-04-02 - Examiner's amendment mailed
- 1997-10-11 - Non-final action mailed
- 1997-10-01 - Assigned To Examiner

**ATTORNEY/CORRESPONDENT INFORMATION**

**Attorney of Record**  
ADAM L BROOKMAN

**Correspondent**

ADAM L BROOKMAN  
GODFREY & KAHN SC  
780 N WATER ST  
MILWAUKEE WI 53202

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 150

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:39:39 ET**

**Serial Number:** 75233272 Assignment Information

**Registration Number:** 2336446

**Mark (words only):** AQUAFLECK DIGITAL DESIGNER

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2006-12-30

**Filing Date:** 1997-01-29

**Transformed into a National Application:** No

**Registration Date:** 2000-03-28

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 115

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-04-20

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. California Products Corporation

**Address:**

California Products Corporation  
169 Waverly Street  
Cambridge, MA 021390569  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Massachusetts

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled  
computer software for interior design

**Basis:** 1(a)

**First Use Date:** 1996-01-00

**First Use in Commerce Date:** 1996-01-00

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL DESIGNER"

**Prior Registration Number(s):**

1847199

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

2006-12-30 - Canceled Section 8 (6-year)

2006-04-20 - Case File In TICRS

2000-03-28 - Registered - Principal Register

1999-12-01 - Allowed for Registration - Principal Register (SOU accepted)

1999-10-01 - Reinstated

1999-08-27 - Abandonment - Failure To Respond Or Late Response

1998-10-29 - Non-final action mailed

1998-10-29 - Previous allowance count withdrawn

1998-09-23 - Allowed for Registration - Principal Register (SOU accepted)

1998-09-22 - Assigned To Examiner

1998-08-17 - Statement of use processing complete

1998-07-20 - Amendment to Use filed

1998-05-26 - Notice of allowance - mailed

1998-03-03 - Published for opposition

1998-01-30 - Notice of publication

1998-01-05 - Approved for Pub - Principal Register (Initial exam)

1997-12-24 - Examiner's amendment mailed

1997-09-18 - Non-final action mailed

1997-09-02 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
PETER F CORLESS

**Correspondent**  
PETER F CORLESS  
DIKE BRONSTEIN ROBERTS AND CUSHMAN  
130 WATER ST  
BOSTON MA 02109

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 751

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:39:49 ET

Serial Number: 75232319 Assignment Information

Registration Number: 2244956

Mark (words only): DIGITEXT

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-02-18

Filing Date: 1997-01-28

Transformed into a National Application: No

Registration Date: 1999-05-11

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1999-05-14

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Professional Achievement Systems, Inc.

Address:  
Professional Achievement Systems, Inc.  
10225 SW Parkway  
Portland, OR 97225  
United States  
Legal Entity Type: Corporation  
State or Country of Incorporation: Oregon

---

GOODS AND/OR SERVICES

---

International Class: 009  
Class Status: Section 8 - Cancelled  
computer software for preparation of educational instruction and testing  
Basis: 1(a)  
First Use Date: 1998-06-00  
First Use in Commerce Date: 1998-06-00



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**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

- 2006-02-18 - Canceled Section 8 (6-year)
- 1999-05-11 - Registered - Principal Register
- 1999-03-03 - Allowed for Registration - Principal Register (SOU accepted)
- 1999-03-02 - Assigned To Examiner
- 1999-02-18 - Statement of use processing complete
- 1999-02-18 - Extension 1 granted
- 1999-01-21 - Amendment to Use filed
- 1999-01-21 - Extension 1 filed
- 1998-07-28 - Notice of allowance - mailed
- 1998-01-14 - Extension Of Time To Oppose Received
- 1997-12-09 - Published for opposition
- 1997-11-07 - Notice of publication
- 1997-10-07 - Approved for Pub - Principal Register (Initial exam)
- 1997-09-30 - Examiner's amendment mailed
- 1997-09-08 - Non-final action mailed
- 1997-08-27 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
MARK A PORTER

**Correspondent**  
MARK A. PORTER  
HANCOCK MEININGER & PORTER LLP

4370 NE HALSEY ST  
PORTLAND OR 97213

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 752

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:39:59 ET

Serial Number: 75231014 Assignment Information

Registration Number: 2454345

Mark



(words only): PARADOX DIGITAL DETECTION

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-09-29

Filing Date: 1997-01-24

Transformed into a National Application: No

Registration Date: 2001-05-29

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-18

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. PARADOX SECURITY SYSTEMS LTD.

**Address:**

PARADOX SECURITY SYSTEMS LTD.

780 Industrial Blvd.

Saint-Eustache, Quebec J7R 5V3

Canada

**Legal Entity Type:** Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
security system, namely, motion detector  
Basis: 1(a)  
First Use Date: 1998-12-08  
First Use in Commerce Date: 1998-12-08

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL DETECTION"

Design Search Code(s):  
26.05.13 - Triangles, exactly two triangles; Two triangles  
26.05.21 - Triangles that are completely or partially shaded

Prior Registration Number(s):  
1972995

Foreign Application Number: 833002  
Country: Canada  
Foreign Filing Date: 1997-01-07

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-18 - Case File In TICRS

2006-09-29 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-07-20 - Section 8 (6-year) and Section 15 Filed

2006-07-20 - TEAS Section 8 & 15 Received

2001-05-29 - Registered - Principal Register

2000-09-11 - Extension Of Time To Oppose Received

2000-08-08 - Published for opposition

2000-07-07 - Notice of publication

2000-06-08 - Approved for Pub - Principal Register (Initial exam)

2000-06-06 - Examiner's amendment mailed

2000-06-05 - Assigned To Examiner  
 2000-06-05 - Previous allowance count withdrawn  
 2000-06-05 - Assigned To Examiner  
 2000-06-05 - Assigned To Examiner  
 2000-05-01 - Approved for Pub - Principal Register (Initial exam)  
 2000-05-01 - Amendment to Use approved  
 2000-04-26 - Amendment to use processing complete  
 2000-02-14 - Amendment to Use filed  
 2000-02-23 - Inquiry as to suspension mailed  
 1999-06-09 - Letter of suspension mailed  
 1999-05-14 - Communication received from applicant  
 1998-12-17 - Inquiry as to suspension mailed  
 1998-02-03 - Letter of suspension mailed  
 1998-02-02 - Assigned To Examiner  
 1997-12-22 - Communication received from applicant  
 1997-08-06 - Non-final action mailed  
 1997-08-01 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**  
 BASSAM N IBRAHIM  
 BUCHANAN INGERSOLL & ROONEY  
 PO BOX 1404  
 ALEXANDRIA VA 22313-1404

**Domestic Representative**  
 DOWELL & DOWELL

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 753

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:40:09 ET

Serial Number: 75212757 Assignment Information

Registration Number: 2562069

Mark



(words only): DIGITAL PROJECTION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-16

Filing Date: 1996-12-13

Transformed into a National Application: No

Registration Date: 2002-04-16

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-04-24

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Digital Projection Limited

Address:  
Digital Projection Limited  
6 Connaught Place  
London W2 2EZ  
United Kingdom  
Legal Entity Type: Corporation



**State or Country of Incorporation:** United Kingdom

---

### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

PROJECTORS FOR STILL AND MOTION PICTURE IMAGES; LENSES; REMOTE CONTROL HANDSETS; IMAGE SCREENS; ELECTRICAL POWER SUPPLIES; COMPUTER SOFTWARE USED FOR PROCESSING SIGNALS WITHIN A PROJECTOR; HARDWARE AND SOFTWARE INCORPORATED INTO PROJECTORS FOR OPERATING THE PROJECTOR AS WELL AS ALLOWING ACCEPTANCE OF AND INPUT OF DATA FROM INDEPENDENT VIDEO, COMPUTER AND SOFTWARE SOURCES; SPECIALLY ADAPTED RIGGING FRAMES; IMAGE MODULATORS; MOTORIZED LENS MOUNTS; INFRARED (IR) DETECTORS; CABLES; VIDEO DECODERS; COMPUTER AND VIDEO SIGNAL PROCESSORS; SOFTWARE FOR CONTROLLING LIGHTING; IMAGE SCANNERS; PRISMS; FILTERS; OFFSET CORRECTED ZOOM PROJECTION LENSES; INPUT/OUTPUT BEAM SPLITTING PRISMS; COLOR BEAM SPLITTING PRISMS; INFRARED (IR) FILTER COLD MIRROR ASSEMBLIES; ULTRAVIOLET (UV) FILTER ASSEMBLIES; OPTICAL RELAY TUBES; OPTICAL INTEGRATING AND FORMAT ASSEMBLIES; CONDENSER LENS FOCUS ASSEMBLIES; OPTICAL INTEGRATING LENTICULAR LENSES; OPTICAL SPATIAL AND TEMPORAL INTENSITY FLUCTUATION LIMITERS; OPTICAL SHUTTER ASSEMBLIES; OPTICAL ZOOM DRIVES; OPTICAL BEAM DUMPS; AND COLOR MATCHING FILTER ASSEMBLIES

**Basis:** 1(a), 44(e)

**First Use Date:** 1997-04-30

**First Use in Commerce Date:** 1997-04-30

---

### ADDITIONAL INFORMATION

---

**Disclaimer:** "DIGITAL PROJECTION"

**Lining and Stippling:** The drawing is lined for the colors violet, blue, green, yellow, orange and red.

**Design Search Code(s):**

26.17.25 - Other lines, bands or bars

**Foreign Registration Number:** 297069

**Foreign Registration Date:** 1999-03-02

**Country:** Erpn Cmnty TM Ofc

**Foreign Expiration Date:** 2006-06-14

---

### MADRID PROTOCOL INFORMATION

---

(NOT AVAILABLE)

---

### PROSECUTION HISTORY

---

2002-04-16 - Registered - Principal Register

2002-01-04 - Allowed for Registration - Principal Register (SOU accepted)

2001-12-17 - Assigned To Examiner

2001-12-11 - Statement of use processing complete

2001-10-18 - Amendment to Use filed  
2001-10-29 - Extension 1 granted  
2001-10-17 - Extension 1 filed  
2001-04-17 - Notice of allowance - mailed  
2001-01-23 - Published for opposition  
2000-12-22 - Notice of publication  
2000-11-17 - Approved for Pub - Principal Register (Initial exam)  
2000-10-02 - Communication received from applicant  
2000-09-11 - Assigned To Examiner  
2000-08-08 - Communication received from applicant  
2000-02-11 - Letter of suspension mailed  
1999-10-19 - Communication received from applicant  
1999-08-12 - Communication received from applicant  
1999-02-12 - Non-final action mailed  
1998-11-02 - Communication received from applicant  
1998-04-28 - Non-final action mailed  
1998-02-27 - Communication received from applicant  
1997-08-20 - Non-final action mailed  
1997-08-19 - Assigned To Examiner  
1997-08-08 - Assigned To Examiner  
1997-07-28 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

William H. Brewster

**Correspondent**

William H. Brewster

Kilpatrick Stockton LLP

1100 Peachtree Street, Suite 2800

Atlanta, Georgia 30309

**Domestic Representative**  
Kilpatrick Stockton LLP

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 754

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:40:17 ET

Serial Number: 75202807 Assignment Information

Registration Number: 2293075

Mark (words only): DIGISCRIP**T**

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-03-08

Filing Date: 1996-11-22

Transformed into a National Application: No

Registration Date: 1999-11-16

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-06-19

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. ONEVISION SOFTWARE AG

**Address:**  
ONEVISION SOFTWARE AG  
DR. LEO-RITTER STRASSE 9  
REGENSBURG 93049  
Fed Rep Germany  
**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Fed Rep Germany

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Active  
computer software for use in print publishing applications by advertising agencies and publishers  
**Basis:** 1(a)  
**First Use Date:** 1997-02-00  
**First Use in Commerce Date:** 1997-09-00

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-06-19 - Case File In TIGRS

2006-03-08 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-11-11 - Section 8 (6-year) and Section 15 Filed

2005-11-11 - TEAS Section 8 & 15 Received

1999-11-16 - Registered - Principal Register

1999-09-23 - Allowed for Registration - Principal Register (SOU accepted)

1999-09-15 - Assigned To Examiner

1999-09-10 - Statement of use processing complete

1999-08-17 - Amendment to Use filed

1999-03-15 - Extension 1 granted

1999-02-17 - Extension 1 filed

1998-08-18 - Notice of allowance - mailed

1998-05-26 - Published for opposition

1998-04-24 - Notice of publication

1998-02-16 - Approved for Pub - Principal Register (Initial exam)

1998-01-26 - Communication received from applicant

1997-07-28 - Non-final action mailed

1997-07-02 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
STEWART L GITLER

**Correspondent**

STEWART L GITLER  
HOFFMAN WASSON & GITLER  
2461 SOUTH CLARK STREET, STE 522  
ARLINGTON VA 22202

**Domestic Representative**

Stewart L. Gitler

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **755**

TO APPLICANT'S NOTICE OF RELIANCE



**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:40:27 ET**

**Serial Number:** 75201743 Assignment Information

**Registration Number:** 2616097

**Mark (words only):** DIGIFAX

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2002-09-10

**Filing Date:** 1996-11-21

**Transformed into a National Application:** No

**Registration Date:** 2002-09-10

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 106

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2002-09-30

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DIGI INTERNATIONAL INC.

**Address:**

DIGI INTERNATIONAL INC.

11001 Bren Road East

Minnetonka, MN 55343

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

computer network connectivity hardware and software

**Basis:** 1(a)

**First Use Date:** 1991-02-26

**First Use in Commerce Date:** 1991-02-26

---

**ADDITIONAL INFORMATION**

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**Prior Registration Number(s):**

1663234  
1666495

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2006-08-15 - Review Of Correspondence Complete  
2002-12-12 - PAPER RECEIVED  
2002-09-10 - Registered - Principal Register  
2002-06-18 - Published for opposition  
2002-05-29 - Notice of publication  
2002-05-03 - Assigned To Examiner  
2002-04-22 - Assigned To Examiner  
2002-03-19 - Approved for Pub - Principal Register (Initial exam)  
1998-03-19 - Letter of suspension mailed  
1998-01-20 - Communication received from applicant  
1997-10-21 - Assigned To Examiner  
1997-07-22 - Non-final action mailed  
1997-07-11 - Assigned To Examiner  
1997-07-02 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MARSHA STOLT

**Correspondent**

MARSHA STOLT  
DORSEY & WHITNEY LLP  
PILLSBURY CENTER S  
220 S 6TH ST

MINNEAPOLIS MN 55402

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 756

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:40:37 ET

Serial Number: 75201102 Assignment Information

Registration Number: 2367341

Mark (words only): GLOBAL DIGITAL HIGHWAY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-07-18

Filing Date: 1996-11-13

Transformed into a National Application: No

Registration Date: 2000-07-18

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-03-17

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. CABLE AND WIRELESS PLC

Address:  
CABLE AND WIRELESS PLC  
124 Theobalds Road  
London WC1X 8RX  
United Kingdom

Legal Entity Type: Corporation  
State or Country of Incorporation: United Kingdom

---

GOODS AND/OR SERVICES

---

International Class: 009  
Class Status: Active  
telecommunications devices, namely, switches, routers, multiplexers, fiber-optic cabling links, software and links and gateways  
Basis: 1(a)  
First Use Date: 1994-05-02

**First Use in Commerce Date:** 1994-05-02

**International Class:** 037

**Class Status:** Active

hire, leasing or rental of telecommunications apparatus, instruments and installations of telecommunications apparatus and instruments

**Basis:** 1(a)

**First Use Date:** 1994-05-02

**First Use in Commerce Date:** 1994-05-02

**International Class:** 038

**Class Status:** Active

telecommunications services, namely, telephone, facsimile, telex, message collection and transmission, radio paging and electronic mail services; electronic data interchange (EDI) services; radio communication services; satellite communications services; broadcasting or transmission of radio or television programs; transmission, reception, storage or processing of data, voice or images through wire, satellites, microwaves or cable; advisory, and information consultancy services relating to all the aforementioned services; hire, leasing or rental of telecommunications apparatus and instruments

**Basis:** 1(a)

**First Use Date:** 1994-05-02

**First Use in Commerce Date:** 1994-05-02

**International Class:** 042

**Class Status:** Active

on-line information services, namely, providing multiple user access to a global computer network for the transfer and dissemination of a wide range of information

**Basis:** 1(a)

**First Use Date:** 1994-05-02

**First Use in Commerce Date:** 1994-05-02

---

#### ADDITIONAL INFORMATION

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**Section 2(f)**

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#### MADRID PROTOCOL INFORMATION

---

(NOT AVAILABLE)

---

#### PROSECUTION HISTORY

---

2006-03-17 - Case File In TICRS

2000-07-18 - Registered - Principal Register

1999-11-18 - Extension Of Time To Oppose Received

1999-10-26 - Published for opposition

1999-09-24 - Notice of publication

1999-08-04 - Approved for Pub - Principal Register (Initial exam)

1999-08-04 - Amendment to Use approved  
1999-08-04 - Amendment to use processing complete  
1998-09-10 - Amendment to Use filed  
1999-08-04 - Previous allowance count withdrawn  
1999-07-30 - Approved for Pub - Principal Register (Initial exam)  
1999-06-01 - Communication received from applicant  
1998-11-30 - Non-final action mailed  
1998-08-28 - Communication received from applicant  
1998-03-06 - Final refusal mailed  
1997-12-23 - Communication received from applicant  
1997-06-27 - Non-final action mailed  
1997-06-20 - Assigned To Examiner  
1997-06-19 - Assigned To Examiner  
1997-06-10 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

SHELDON H KLEIN

**Correspondent**

SHELDON H KLEIN

Arent Fox Kintner Plotkin &amp; Kahn

1050 Connecticut Avenue, NW

Washington, DC 20036

**Domestic Representative**

Arent Fox Kintner Plotkin &amp; Kahn PLLC

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **757**

TO APPLICANT'S NOTICE OF RELIANCE



Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:40:46 ET

Serial Number: 75200982 Assignment Information

Registration Number: 2282407

Mark



(words only): DIGITAL PROCESSING SYSTEMS INC.

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-07-15

Filing Date: 1996-11-20

Transformed into a National Application: No

Registration Date: 1999-10-05

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-09-14

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Digital Processing Systems, Inc.

**Address:**  
Digital Processing Systems, Inc.  
11 Spiral Drive  
Florence, KY 41042  
United States  
**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

**GOODS AND/OR SERVICES**

**International Class:** 009

**Class Status:** Section 8 - Cancelled

digital video processing equipment, namely, video signal synchronizers and time base correctors, and digital video and audio recording equipment, namely, printed circuit boards which convert television video signals for storage on computer hard drives

**Basis:** 1(a)

**First Use Date:** 1988-01-00

**First Use in Commerce Date:** 1988-01-00

**ADDITIONAL INFORMATION**

**Disclaimer:** "DIGITAL PROCESSING SYSTEMS INC"

**Design Search Code(s):**

**26.01.11** - Circles comprised of animals; Circles comprised of geometric figures; Circles comprised of humans; Circles comprised of letters or numerals; Circles comprised of plants; Circles comprised of punctuation; Letters, numerals, punctuation, geometric figures, objects, humans, plants or animals comprising a circle

**26.01.21** - Circles that are totally or partially shaded.

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

2006-09-14 - Case File In TIGRS

2006-07-15 - Canceled Section 8 (6-year)

1999-10-05 - Registered - Principal Register

1999-07-13 - Published for opposition

1999-06-11 - Notice of publication

1999-03-22 - Approved for Pub - Principal Register (Initial exam)

1999-03-09 - Examiner's amendment mailed

1999-03-08 - Jurisdiction Restored To Examining Attorney

1999-03-08 - Ex parte appeal - Instituted

1998-11-23 - Communication received from applicant

1998-06-30 - Final refusal mailed

Latest Status Info

1998-02-11 - Communication received from applicant  
1998-01-12 - Communication received from applicant  
1997-07-11 - Non-final action mailed  
1997-06-27 - Assigned To Examiner

---

ATTORNEY/CORRESPONDENT INFORMATION

---

**Attorney of Record**

LYNDA E. ROESCH

**Correspondent**

LYNDA E. ROESCH  
DINSMORE & SHOHL PLL  
1900 CHEMED CENTER  
255 EAST 5TH ST  
CINCINNATI OH 45202

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **758**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:40:55 ET**

**Serial Number:** 75200722 Assignment Information

**Registration Number:** 2203210

**Mark (words only):** DIGITEC

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-08-13

**Filing Date:** 1996-11-19

**Transformed into a National Application:** No

**Registration Date:** 1998-11-10

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 108

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1998-11-16

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. ALLIED WEB, INC.

**Address:**

ALLIED WEB, INC.  
17961 SKYPARK CIRCLE, SUITE G  
IRVINE, CA 92614  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** California

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

house mark for computers and parts therefor; computer software for business and educational purposes that may be downloaded from a global computer network, data processors and parts therefor; computer printers and parts therefor; facsimile machines and parts therefor; data storage devices, namely, compact disk players and parts therefor; electronic data storage and mass memory systems, namely, CD ROM players, DVD players and parts therefor; single and

multiple drive enclosure for housing units; storage media, namely, blank CD-ROMs, blank optical disk and blank tape cartridges, electrical connectors, and software for database management

**Basis:** 1(a)

**First Use Date:** 1997-09-18

**First Use in Commerce Date:** 1997-10-03

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2005-08-13 - Canceled Section 8 (6-year)

1998-11-10 - Registered - Principal Register

1998-09-16 - Allowed for Registration - Principal Register (SOU accepted)

1998-09-11 - Assigned To Examiner

1998-08-31 - Statement of use processing complete

1998-08-14 - Amendment to Use filed

1998-02-17 - Notice of allowance - mailed

1997-11-25 - Published for opposition

1997-10-24 - Notice of publication

1997-09-17 - Approved for Pub - Principal Register (Initial exam)

1997-08-25 - Communication received from applicant

1997-06-24 - Non-final action mailed

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**

ALLIED WEB INC  
17961 SKYPARK CIR STE G  
IRVINE CA 92614

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **759**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:41:04 ET

**Serial Number:** 75195705 Assignment Information

**Registration Number:** 2203190

**Mark (words only):** DIGIDISK

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-08-13

**Filing Date:** 1996-11-12

**Transformed into a National Application:** No

**Registration Date:** 1998-11-10

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1998-11-16

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. ALLIED WEB, INC.

**Address:**  
ALLIED WEB, INC.  
17961 SKYPARK CIRCLE, SUITE G  
IRVINE, CA 92614  
United States  
**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** California

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Section 8 - Cancelled  
house mark for computers and parts therefor; computer software for business and educational purposes that may be downloaded from a global computer network, data processors and parts therefor; computer printers and parts therefor; facsimile machines and parts therefor; data storage devices, namely, compact disk players and parts therefor; electronic data storage and mass memory systems, namely, CD ROM players, DVD players and parts therefor; single and



multiple drive enclosure for housing units; storage media, namely, blank CD-ROMs, blank optical disk and blank tape cartridges, electrical connectors, and software for database management

**Basis:** 1(a)

**First Use Date:** 1997-09-18

**First Use in Commerce Date:** 1997-10-03

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

- 2005-08-13 - Canceled Section 8 (6-year)
- 1998-11-10 - Registered - Principal Register
- 1998-09-16 - Allowed for Registration - Principal Register (SOU accepted)
- 1998-08-28 - Statement of use processing complete
- 1998-08-14 - Amendment to Use filed
- 1998-02-17 - Notice of allowance - mailed
- 1997-11-25 - Published for opposition
- 1997-10-24 - Notice of publication
- 1997-09-17 - Approved for Pub - Principal Register (Initial exam)
- 1997-08-25 - Communication received from applicant
- 1997-06-24 - Non-final action mailed
- 1997-06-23 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**  
ALLIED WEB INC  
17961 SKYPARK CIR STE G  
IRVINE CA 92614

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 760

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:41:13 ET

Serial Number: 75193853 Assignment Information

Registration Number: 2260207

Mark (words only): DIGITAL DOMAIN

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2005-09-20

Filing Date: 1996-09-24

Transformed into a National Application: No

Registration Date: 1999-07-13

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2005-09-20

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Digital Domain, Inc.

**Address:**  
Digital Domain, Inc.  
300 Rose Avenue  
Venice, CA 90291  
United States

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** California

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active  
computer hardware and computer software in the field of computer-generated imagery for use in the entertainment, education, publishing and advertising industries, including computer generated graphics and interactive computer graphics applications

**Basis:** 1(a)

**First Use Date:** 1995-08-00**First Use in Commerce Date:** 1995-08-00

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL"**Prior Registration Number(s):**

2015945

2018031

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-08-09 - Assignment Of Ownership Not Updated Automatically

2005-09-20 - Section 8 (6-year) accepted &amp; Section 15 acknowledged

2005-07-13 - Section 8 (6-year) and Section 15 Filed

2005-07-13 - TEAS Section 8 &amp; 15 Received

1999-07-13 - Registered - Principal Register

1999-04-20 - Published for opposition

1999-03-19 - Notice of publication

1999-01-19 - Approved for Pub - Principal Register (Initial exam)

1998-01-09 - Letter of suspension mailed

1997-12-11 - Communication received from applicant

1997-06-11 - Non-final action mailed

1997-06-09 - Assigned To Examiner

1997-05-22 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

TODD W. BONDER

**Correspondent**

TODD W. BONDER

ROSENFELD, MEYER &amp; SUSMAN,LLP

9601 WILSHIRE BOULEVARD, #700  
BEVERLY HILLS, CA 90210

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 761

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:41:23 ET**

**Serial Number:** 75193725 Assignment Information

**Registration Number:** 2319992

**Mark (words only):** DIGI

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2005-09-15

**Filing Date:** 1996-11-05

**Transformed into a National Application:** No

**Registration Date:** 2000-02-22

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-05-10

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DIGI INTERNATIONAL INC.

**Address:**

DIGI INTERNATIONAL INC.

11001 Bren Road East

Minnetonka, MN 55343

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

computer network connectivity hardware and software

**Basis:** 1(a)

**First Use Date:** 1985-07-23

**First Use in Commerce Date:** 1985-07-23

**International Class: 037****Class Status:** Active

maintenance and/or repair of computer network connectivity hardware

**Basis:** 1(a)**First Use Date:** 1985-07-23**First Use in Commerce Date:** 1985-07-23**International Class: 040****Class Status:** Active

manufacture of computer network connectivity hardware to the specification of others

**Basis:** 1(a)**First Use Date:** 1985-07-23**First Use in Commerce Date:** 1985-07-23**International Class: 041****Class Status:** Active

training, namely, providing classes and seminars in the use of computer network connectivity hardware and software

**Basis:** 1(a)**First Use Date:** 1985-07-23**First Use in Commerce Date:** 1985-07-23**International Class: 042****Class Status:** Active

design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others

**Basis:** 1(a)**First Use Date:** 1985-07-23**First Use in Commerce Date:** 1985-07-23

---

**ADDITIONAL INFORMATION**

---

**Prior Registration Number(s):**

1663234

1666495

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-05-10 - Case File In TIGRS

2005-09-15 - Section 8 (6-year) accepted &amp; Section 15 acknowledged

2005-09-14 - Assigned To Paralegal

2005-07-15 - Section 8 (6-year) and Section 15 Filed

2005-07-15 - PAPER RECEIVED



2000-02-22 - Registered - Principal Register  
1999-11-30 - Published for opposition  
1999-10-29 - Notice of publication  
1999-08-05 - Approved for Pub - Principal Register (Initial exam)  
1999-03-22 - Communication received from applicant  
1998-02-05 - Letter of suspension mailed  
1997-12-22 - Communication received from applicant  
1997-10-21 - Assigned To Examiner  
1997-06-26 - Non-final action mailed  
1997-06-17 - Assigned To Examiner  
1997-06-16 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
MARSHA STOLT

**Correspondent**  
Marsha Stolt,  
MOSS & BARNETT, P.A.  
4800 WELLS FARGO CENTER  
90 SOUTH SEVENTH STREET  
MINNEAPOLIS, MINNESOTA 55402-4129

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 762

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:41:34 ET**

**Serial Number:** 75193524 Assignment Information

**Registration Number:** 2317478

**Mark**

**Digi**

**(words only):** DIGI

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2005-09-20

**Filing Date:** 1996-11-05

**Transformed into a National Application:** No

**Registration Date:** 2000-02-15

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-05-15

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

**1. DIGI INTERNATIONAL INC.**

**Address:**

DIGI INTERNATIONAL INC.  
11001 Bren Road East  
Minnetonka, MN 55343  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

Microcomputer circuit boards and peripherals for use in connection with multi-user systems and local area networks; and microcomputer software, namely, software for operating such microcomputer hardware, software for terminal emulations, software for data communications in multi-user systems, software for data communications in local area networks and software for remote local area network access

**Basis:** 1(a)

**First Use Date:** 1985-07-23

**First Use in Commerce Date:** 1985-07-23

**International Class:** 037

**Class Status:** Active

maintenance and/or repair of computer network connectivity hardware

**Basis:** 1(a)

**First Use Date:** 1985-07-23

**First Use in Commerce Date:** 1985-07-23

**International Class:** 040

**Class Status:** Active

manufacture of computer network connectivity hardware to the specification of others

**Basis:** 1(a)

**First Use Date:** 1985-07-23

**First Use in Commerce Date:** 1985-07-23

**International Class:** 041

**Class Status:** Active

training, namely, providing classes and seminars in the use of computer network connectivity hardware and software

**Basis:** 1(a)

**First Use Date:** 1985-07-23

**First Use in Commerce Date:** 1985-07-23

**International Class:** 042

**Class Status:** Active

design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others

**Basis:** 1(a)

**First Use Date:** 1985-07-23

**First Use in Commerce Date:** 1985-07-23

---

### ADDITIONAL INFORMATION

---

**Prior Registration Number(s):**

1663234

1666495

---

### MADRID PROTOCOL INFORMATION

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---

**PROSECUTION HISTORY**

---

2006-05-15 - Case File In TICRS

2005-09-20 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-09-16 - Assigned To Paralegal

2005-07-15 - Section 8 (6-year) and Section 15 Filed

2005-07-15 - PAPER RECEIVED

2000-02-15 - Registered - Principal Register

1999-11-23 - Published for opposition

1999-10-22 - Notice of publication

1999-08-05 - Approved for Pub - Principal Register (Initial exam)

1999-03-22 - Communication received from applicant

1998-01-27 - Letter of suspension mailed

1997-12-22 - Communication received from applicant

1997-10-21 - Assigned To Examiner

1997-06-26 - Non-final action mailed

1997-06-23 - Assigned To Examiner

1997-06-16 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
MARSHA STOLT

**Correspondent**  
MARSHA STOLT  
MOSS & BANETT, P.A.  
4800 WELLS FARGO CENTER  
90 S 7TH ST  
MINNEAPOLIS, MN 55402-3903

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 763

TO APPLICANT'S NOTICE OF RELIANCE

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**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

- 2005-09-11 - Canceled Section 8 (6-year)
- 1998-12-08 - Registered - Principal Register
- 1998-10-26 - Allowed for Registration - Principal Register (SOU accepted)
- 1998-10-21 - Assigned To Examiner
- 1998-10-05 - Statement of use processing complete
- 1998-09-15 - Amendment to Use filed
- 1998-03-17 - Notice of allowance - mailed
- 1997-10-17 - Extension Of Time To Oppose Received
- 1997-09-16 - Published for opposition
- 1997-08-15 - Notice of publication
- 1997-07-06 - Approved for Pub - Principal Register (Initial exam)
- 1997-06-27 - Examiner's amendment mailed
- 1997-06-25 - Previous allowance count withdrawn
- 1997-06-09 - Approved for Pub - Principal Register (Initial exam)
- 1997-05-22 - Assigned To Examiner
- 1997-05-14 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
CLIFFORD W BROWNING

**Correspondent**  
CLIFFORD W BROWNING  
WOODARD EMHARDT NAUGHTON MORIARTY ET AL

BANK ONE CENTER/TOWER  
111 MONUMENT CIRCLE STE 3700  
INDIANAPOLIS IN 46204-5137

---



OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 764

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:41:58 ET**

**Serial Number:** 75185397 Assignment Information

**Registration Number:** 2231109

**Mark (words only):** DIGIWORKS

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-12-17

**Filing Date:** 1996-10-22

**Transformed into a National Application:** No

**Registration Date:** 1999-03-09

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1999-03-12

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Leitch Technology Corporation

**Address:**

Leitch Technology Corporation  
25 Dyas Road  
North York, Ontario M3B 1V7  
Canada

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Canada

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

control and configuration software for video and audio signal format converters

**Basis:** 1(a), 44(e)

**First Use Date:** 1998-04-06

**First Use in Commerce Date:** 1998-04-06

---

**ADDITIONAL INFORMATION**

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**Foreign Application Number:** 824376  
**Foreign Registration Number:** TMA481384  
**Foreign Registration Date:** 1997-08-22  
**Country:** Canada  
**Foreign Filing Date:** 1996-09-26  
**Foreign Expiration Date:** 2012-08-22

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2005-12-17 - Canceled Section 8 (6-year)  
1999-03-09 - Registered - Principal Register  
1998-10-26 - Allowed for Registration - Principal Register (SOU accepted)  
1998-10-21 - Assigned To Examiner  
1998-10-20 - Assigned To Examiner  
1998-09-25 - Statement of use processing complete  
1998-09-03 - Amendment to Use filed  
1998-03-10 - Notice of allowance - mailed  
1997-12-16 - Published for opposition  
1997-11-14 - Notice of publication  
1997-10-13 - Approved for Pub - Principal Register (Initial exam)  
1997-09-17 - Communication received from applicant  
1997-06-11 - Letter of suspension mailed  
1997-06-04 - Examiner's amendment mailed  
1997-05-23 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
MARK B EISEN

**Correspondent**

MARK B EISEN

DIMOCK STRATTON CLAUUAIO

20 QUEEN ST W STE 3202 BOX 102

TORONTO ON M5H 3R3

CANADA

**Domestic Representative**

WALKER & JOCKE

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
|                         | ) |               |
| Applicant               | ) |               |

EXHIBIT **765**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:42:06 ET**

**Serial Number:** 75181217 Assignment Information

**Registration Number:** 2239312

**Mark (words only):** DIGITALPROJECTOR

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2006-01-21

**Filing Date:** 1996-10-15

**Transformed into a National Application:** No

**Registration Date:** 1999-04-13

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 108

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1999-04-19

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. BRILLIANT DIGITAL ENTERTAINMENT, INC.

**Address:**  
BRILLIANT DIGITAL ENTERTAINMENT, INC.  
6855 Topanga Canyon Boulevard  
Woodland Hills, CA 91367  
United States

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Section 8 - Cancelled  
CD-ROM'S  
**Basis:** 1(a)  
**First Use Date:** 1998-01-00  
**First Use in Commerce Date:** 1998-01-00

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

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**PROSECUTION HISTORY**

---

2006-01-21 - Canceled Section 8 (6-year)

1999-04-13 - Registered - Principal Register

1999-01-08 - Allowed for Registration - Principal Register (SOU accepted)

1998-11-12 - Communication received from applicant

1998-09-09 - Non-final action mailed

1998-07-23 - Statement of use processing complete

1998-07-06 - Amendment to Use filed

1998-01-06 - Notice of allowance - mailed

1997-10-14 - Published for opposition

1997-09-12 - Notice of publication

1997-08-11 - Approved for Pub - Principal Register (Initial exam)

1997-08-06 - Examiner's amendment mailed

1997-06-27 - Communication received from applicant

1997-05-30 - Non-final action mailed

1997-05-27 - Assigned To Examiner

1997-05-15 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
PETER M EICHLER

**Correspondent**  
PETER M EICHLER  
TROOP STEUBER PASICH REDDICK & TOBEY LLP

2029 CENTURY PARK E 24TH FL  
LOS ANGELES CA 90067-3010

---



OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 766

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:42:15 ET

Serial Number: 75168603 Assignment Information

Registration Number: 2272602

Mark (words only): LEADING THE DIGITAL MIGRATION

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-05-27

Filing Date: 1996-09-19

Transformed into a National Application: No

Registration Date: 1999-08-24

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-08-21

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Woodwind Communications Systems, Inc.

Address:  
Woodwind Communications Systems, Inc.  
103 Foxfield Pass  
Middletown, MD 21769  
United States  
Legal Entity Type: Corporation  
State or Country of Incorporation: Maryland

---

GOODS AND/OR SERVICES

---

International Class: 009  
Class Status: Section 8 - Cancelled  
computer wide area networking hardware, namely, modems, T1, framerelay, ADSL and ISDN adaptors for personal computers  
Basis: 1(a)  
First Use Date: 1995-08-30

**First Use in Commerce Date:** 1997-01-01

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL"

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

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2006-08-21 - Case File In TICSRS

2006-05-27 - Canceled Section 8 (6-year)

1999-08-24 - Registered - Principal Register

1999-06-01 - Allowed for Registration - Principal Register (SOU accepted)

1999-05-05 - Assigned To Examiner

1999-04-28 - Statement of use processing complete

1999-04-28 - Extension 1 granted

1999-03-23 - Amendment to Use filed

1999-03-23 - Extension 1 filed

1998-11-10 - Notice of allowance - mailed

1998-04-21 - Assigned To Examiner

1997-08-14 - Extension Of Time To Oppose Received

1997-07-22 - Published for opposition

1997-06-20 - Notice of publication

1997-05-17 - Approved for Pub - Principal Register (Initial exam)

1997-04-17 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MITCHELL H STABBE

**Correspondent**

MITCHELL H STABBE

HOLLAND & KNIGHT  
2100 PENNSYLVANIA AVENUE NW STE 400  
WASHINGTON DC 20037

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT **767**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:42:24 ET**

**Serial Number:** 75157910 Assignment Information

**Registration Number:** 2471795

**Mark (words only):** DIGISWEEP

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2001-07-24

**Filing Date:** 1996-08-29

**Transformed into a National Application:** No

**Registration Date:** 2001-07-24

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2001-08-16

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. HEWLETT-PACKARD COMPANY

**Address:**

HEWLETT-PACKARD COMPANY

3000 HANOVER STREET

PALO ALTO, CA 943040890

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** California

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

*cable and broadcast television test equipment, namely, sweep/ingress analyzers and sweep transmitters*

**Basis:** 1(a)

**First Use Date:** 1996-07-00

**First Use in Commerce Date:** 1997-00-00

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**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2001-07-24 - Registered - Principal Register

2001-04-18 - Allowed for Registration - Principal Register (SOU accepted)

2001-02-07 - Communication received from applicant

2000-12-20 - Non-final action mailed

2000-06-21 - Communication received from applicant

2000-06-21 - Communication received from applicant

2000-05-17 - Statement of use processing complete

2000-04-06 - Amendment to Use filed

1999-11-05 - Extension 3 granted

1999-10-13 - Extension 3 filed

1999-05-17 - Extension 2 granted

1999-04-14 - Extension 2 filed

1998-11-06 - Extension 1 granted

1998-10-13 - Extension 1 filed

1998-04-14 - Notice of allowance - mailed

1998-01-20 - Published for opposition

1997-12-19 - Notice of publication

1997-11-10 - Approved for Pub - Principal Register (Initial exam)

1997-10-30 - Examiner's amendment mailed

1997-04-29 - Non-final action mailed

1997-04-21 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

PATRICK J. BARRETT, ESQ.

**Correspondent**

PATRICK J. BARRETT  
AGILENT TECHNOLOGIES , INC.  
395 PAGE MILL ROAD  
PALO ALTO, CA 94306

---



OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 768

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:42:32 ET

Serial Number: 75136908 Assignment Information

Registration Number: 2236032

Mark



(words only): D-1 SP COMPONENT DIGITAL

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-01-07

Filing Date: 1996-07-22

Transformed into a National Application: No

Registration Date: 1999-03-30

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 900 -File Repository (Franconia)

Date In Location: 1999-04-02

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Sony Kabushiki Kaisha

**Address:**  
Sony Kabushiki Kaisha  
7-35 Kitashinagawa, 6-chome  
Shinagawa-ku, Tokyo  
Japan  
**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Japan

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled  
video tape recorders/players and video cameras

**Basis:** 1(a)

**First Use Date:** 1998-01-31

**First Use in Commerce Date:** 1998-01-31

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL"

**Lining and Stippling:** The lining is a feature of the mark and is not intended to indicate color.

**Design Search Code(s):**

26.11.02 - Plain single line rectangles; Rectangles (single line)

**Prior Registration Number(s):**

1430024

1956763

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-01-07 - Canceled Section 8 (6-year)

1999-03-30 - Registered - Principal Register

1999-01-26 - Allowed for Registration - Principal Register (SOU accepted)

1999-01-20 - Assigned To Examiner

1998-12-17 - Statement of use processing complete

1998-12-17 - Amendment to Use filed

1998-08-19 - Extension 1 granted

1998-08-03 - Extension 1 filed

1998-02-10 - Notice of allowance - mailed

1997-11-18 - Published for opposition

1997-10-17 - Notice of publication

1997-09-09 - Approved for Pub - Principal Register (Initial exam)

1997-09-05 - Examiner's amendment mailed

1997-09-04 - Assigned To Examiner

1997-07-16 - Communication received from applicant

1997-01-21 - Non-final action mailed

1997-01-10 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Robert B.G. Horowitz

**Correspondent**

Robert B.G. Horowitz  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, NY 10036

**Domestic Representative**

Robert B.G. Horowitz

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 769

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:42:40 ET**

**Serial Number:** 75133916 Assignment Information

**Registration Number:** 2212106

**Mark (words only):** DIGITAL DOCUMENT SOLUTIONS

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-09-24

**Filing Date:** 1996-07-15

**Transformed into a National Application:** No

**Registration Date:** 1998-12-22

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2001-05-11

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DIGIDOX, INC.

**Address:**

DIGIDOX, INC.

6870 60th Street S.E.

Grand Rapids, MI 49512

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Michigan

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

electronic document management computer software and instruction manual sold as a unit, for creating, capturing, using, storing, retrieving, sharing, viewing, searching, printing electronic documents

**Basis:** 1(a)

**First Use Date:** 1994-07-00

**First Use in Commerce Date:** 1994-07-00

**International Class:** 042

**Class Status:** Section 8 - Cancelled

consulting services related to customization and operation of electronic document management software

**Basis:** 1(a)

**First Use Date:** 1994-07-00

**First Use in Commerce Date:** 1994-07-00

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL DOCUMENT"

---

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

- 2005-09-24 - Canceled Section 8 (6-year)
  - 1998-12-22 - Registered - Principal Register
  - 1998-09-29 - Published for opposition
  - 1998-08-28 - Notice of publication
  - 1998-07-15 - Approved for Pub - Principal Register (Initial exam)
  - 1998-04-22 - Examiner's amendment mailed
  - 1997-10-22 - Final refusal mailed
  - 1997-09-15 - Communication received from applicant
  - 1997-03-13 - Non-final action mailed
  - 1997-03-11 - Assigned To Examiner
- 

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
Maria Franek

**Correspondent**  
Maria Franek  
Brooks & Kushman P.C.  
1000 Town Center  
Twenty-Second Floor  
Southfield, MI 48075





OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 770

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:42:48 ET**

**Serial Number:** 75133915 Assignment Information

**Registration Number:** 2222132

**Mark (words only):** DIGIDOX

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-11-12

**Filing Date:** 1996-07-15

**Transformed into a National Application:** No

**Registration Date:** 1999-02-09

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1999-02-12

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. DIGIDOX, INC.

**Address:**  
DIGIDOX, INC.  
6870 60th Street S.E.  
Grand Rapids, MI 49512  
United States

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Michigan

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Section 8 - Cancelled  
electronic document management computer software and instruction manual sold as a unit, for creating, capturing, using, storing, retrieving, sharing, viewing, searching, printing electronic documents  
**Basis:** 1(a)  
**First Use Date:** 1994-07-00

**First Use in Commerce Date:** 1994-07-00

**International Class:** 042

**Class Status:** Section 8 - Cancelled

consulting services related to customization and operation of electronic document management software

**Basis:** 1(a)

**First Use Date:** 1994-07-00

**First Use in Commerce Date:** 1994-07-00

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#### ADDITIONAL INFORMATION

---

(NOT AVAILABLE)

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#### MADRID PROTOCOL INFORMATION

---

(NOT AVAILABLE)

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#### PROSECUTION HISTORY

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2005-11-12 - Canceled Section 8 (6-year)

1999-02-09 - Registered - Principal Register

1998-11-17 - Published for opposition

1998-10-16 - Notice of publication

1998-08-12 - Approved for Pub - Principal Register (Initial exam)

1998-04-21 - Examiner's amendment mailed

1997-10-22 - Final refusal mailed

1997-09-15 - Communication received from applicant

1997-03-13 - Non-final action mailed

1997-03-11 - Assigned To Examiner

---

#### ATTORNEY/CORRESPONDENT INFORMATION

---

**Attorney of Record**

Maria Franek

**Correspondent**

Maria Franek

Brooks & Kushman P.C.

1000 Town Center

Twenty-Second Floor

Southfield, MI 48075



OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 771

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:42:59 ET**

**Serial Number:** 75133289 Assignment Information

**Registration Number:** 2363478

**Mark (words only):** DIGITAL ARMOR

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2000-07-04

**Filing Date:** 1996-07-12

**Transformed into a National Application:** No

**Registration Date:** 2000-07-04

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 112

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-03-17

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DIGITAL ARMOR INC.

**Address:**

DIGITAL ARMOR INC.  
350-7TH AVENUE, S.W. SUITE 2900  
CALGARY, ALBERTA T2P 3NP  
Canada

**Legal Entity Type:** Company

**State or Country Where Organized:** Canada

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

compact disc optical covers

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

---

**ADDITIONAL INFORMATION**

---

**Foreign Application Number:** 816631  
**Foreign Registration Number:** TMA506964  
**Foreign Registration Date:** 1999-01-22  
**Country:** Canada  
**Foreign Filing Date:** 1996-06-28  
**Foreign Expiration Date:** 2014-01-22

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

2006-03-17 - Case File In TICRS  
2000-07-04 - Registered - Principal Register  
2000-04-11 - Published for opposition  
2000-03-10 - Notice of publication  
2000-02-10 - Approved for Pub - Principal Register (Initial exam)  
2000-02-04 - ITU claim deleted  
2000-02-04 - Examiner's amendment mailed  
1999-05-06 - Communication received from applicant  
1999-03-18 - Letter of suspension mailed  
1998-08-17 - Inquiry as to suspension mailed  
1997-10-14 - Letter of suspension mailed  
1997-09-15 - Communication received from applicant  
1997-03-14 - Letter of suspension mailed  
1997-03-07 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
BARTH X. deROSA

**Correspondent**  
BARTH X. DEROSA

WATSON COLE STEVENS DAVIS P.L.L.C.  
1400 K ST NW STE 1000  
WASHINGTON DC 20005-2403

**Domestic Representative**  
BARTH X. deROSA

---



OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 772

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:43:09 ET

Serial Number: 75131601 Assignment Information

Registration Number: 2391814

Mark (words only): DIGITAL ARCHAEOLOGY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-10-03

Filing Date: 1996-07-09

Transformed into a National Application: No

Registration Date: 2000-10-03

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: M7D -TMO Law Office 116 - Docket Clerk

Date In Location: 2006-02-08

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DIGITAL ARCHAEOLOGY CORP.

Address:  
DIGITAL ARCHAEOLOGY CORP.  
15721 COLLEGE BLVD  
Lenexa, KS 66219  
United States  
Legal Entity Type: Corporation  
State or Country of Incorporation: Kansas

---

GOODS AND/OR SERVICES

---

International Class: 009  
Class Status: Active  
computer software for searching, data conversion and data retrieval among multiple heterogeneous internal and external databases at the same time  
Basis: 1(a)  
First Use Date: 1996-08-00

**First Use in Commerce Date:** 1998-05-00

**International Class:** 037

**Class Status:** Active

installation of databases and computer information systems for others

**Basis:** 1(a)

**First Use Date:** 1996-08-00

**First Use in Commerce Date:** 1998-05-00

**International Class:** 042

**Class Status:** Active

maintenance of software information systems for others

**Basis:** 1(a)

**First Use Date:** 1996-08-00

**First Use in Commerce Date:** 1998-05-00

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#### ADDITIONAL INFORMATION

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**Disclaimer:** "DIGITAL"

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#### MADRID PROTOCOL INFORMATION

---

(NOT AVAILABLE)

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#### PROSECUTION HISTORY

---

2006-02-07 - Case File In TICRS

2000-10-03 - Registered - Principal Register

2000-07-07 - Allowed for Registration - Principal Register (SOU accepted)

2000-07-07 - Assigned To Examiner

1999-11-30 - Non-final action mailed

1999-11-26 - Assigned To Examiner

1999-09-28 - Assigned To Examiner

1999-09-21 - Statement of use processing complete

1999-09-20 - Extension 2 granted

1999-08-24 - Amendment to Use filed

1999-08-24 - Extension 2 filed

1999-03-23 - Extension 1 granted

1999-02-23 - Extension 1 filed

Latest Status Info

- 1998-08-25 - Notice of allowance - mailed
- 1998-06-02 - Published for opposition
- 1998-05-01 - Notice of publication
- 1998-03-17 - Approved for Pub - Principal Register (Initial exam)
- 1998-01-15 - Communication received from applicant
- 1997-12-15 - Non-final action mailed
- 1997-11-19 - Assigned To Examiner
- 1997-10-21 - Communication received from applicant
- 1997-07-18 - Final refusal mailed
- 1997-05-19 - Communication received from applicant
- 1997-03-17 - Non-final action mailed
- 1997-03-05 - Assigned To Examiner
- 1997-03-04 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

WAYNE M. KENNARD

**Correspondent**

WAYNE M. KENNARD  
 HALE AND DORR LLP  
 60 STATE ST  
 BOSTON MA 02109

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 773

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:43:21 ET**

**Serial Number:** 75118415 Assignment Information

**Registration Number:** 2148245

**Mark (words only):** DIGI CLASSICBOARD

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2003-07-21

**Filing Date:** 1996-06-13

**Transformed into a National Application:** No

**Registration Date:** 1998-03-31

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 105

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2003-09-11

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DIGI INTERNATIONAL INC.

**Address:**

DIGI INTERNATIONAL INC.  
110001 BREN ROAD EAST  
MINNETONKA, MN 55434  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Denmark

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

computer network connectivity hardware and software

**Basis:** 1(a)

**First Use Date:** 1996-09-13

**First Use in Commerce Date:** 1996-09-13

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

- 2006-08-30 - Review Of Correspondence Complete
  - 2003-07-31 - PAPER RECEIVED
  - 2003-07-21 - Section 8 (6-year) accepted & Section 15 acknowledged
  - 2003-04-14 - Section 8 (6-year) and Section 15 Filed
  - 2003-04-14 - PAPER RECEIVED
  - 1998-09-18 - Section 7 correction issued
  - 1998-04-20 - Section 7 amendment filed
  - 1998-03-31 - Registered - Principal Register
  - 1998-01-05 - Allowed for Registration - Principal Register (SOU accepted)
  - 1997-12-22 - Examiners Amendment -Written
  - 1997-12-17 - Previous allowance count withdrawn
  - 1997-12-16 - Allowed for Registration - Principal Register (SOU accepted)
  - 1997-12-10 - Assigned To Examiner
  - 1997-12-04 - Statement of use processing complete
  - 1997-10-28 - Amendment to Use filed
  - 1997-04-29 - Notice of allowance - mailed
  - 1997-02-04 - Published for opposition
  - 1997-01-04 - Notice of publication
  - 1996-11-25 - Approved for Pub - Principal Register (Initial exam)
  - 1996-11-07 - Assigned To Examiner
-

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MARSHA STOLT

**Correspondent**

MARSHA STOLT

FISH & RICHARDSON

3300 DAIN RAUSCHER PLAZA

60 SOUTH SIXTH STREET

MINNEAPOLIS MN 55402

---



OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 774

TO APPLICANT'S NOTICE OF RELIANCE

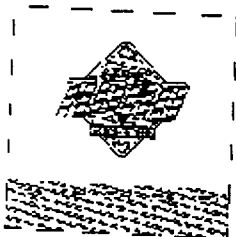
**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:43:35 ET**

**Serial Number:** 75116296 Assignment Information

**Registration Number:** 2507290

**Mark**



**(words only):** VDO ROAD DIGITAL INC.

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2001-11-13

**Filing Date:** 1996-06-10

**Transformed into a National Application:** No

**Registration Date:** 2001-11-13

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 108

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2001-12-03

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. VDO Road Digital, Inc.

**Address:**

VDO Road Digital, Inc.  
1155 Rene-Levesque Blvd. West Suite 4000  
Montreal, Quebec H3B 3V2  
Canada

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Canada

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

computer products, namely, computer hardware, and computer software for use as a browsing resource on global information networks

**Basis:** 1(a)

**First Use Date:** 1996-07-07

**First Use in Commerce Date:** 1996-07-07

**International Class:** 035

**Class Status:** Active

radio air time brokerage services for use in advertising web sites in a global information network

**Basis:** 1(a)

**First Use Date:** 1996-07-07

**First Use in Commerce Date:** 1996-07-07

**International Class:** 037

**Class Status:** Active

computer hardware maintenance services

**Basis:** 1(a)

**First Use Date:** 1996-07-07

**First Use in Commerce Date:** 1996-07-07

**International Class:** 042

**Class Status:** Active

custom design of computer hardware and software systems for browsing global information networks; creating and maintaining web sites for others; computer software maintenance services; computer hardware and software consulting services

**Basis:** 1(a)

**First Use Date:** 1996-07-07

**First Use in Commerce Date:** 1996-07-07

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "VDO"; "DIGITAL INC."

**Lining and Stippling:** The mark is lined for the colors gold and gray.

**Design Search Code(s):**

**07.11.07** - Highways with lines or dividers; Roads with lines or dividers; Streets with lines or dividers; intersections (roads) with lines or dividers

**26.07.21** - Diamonds that are completely or partially shaded

**26.11.02** - Plain single line rectangles; Rectangles (single line)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2001-11-13 - Registered - Principal Register

2001-06-08 - Allowed for Registration - Principal Register (SOU accepted)

2000-11-20 - Communication received from applicant

2001-05-21 - Previous action count withdrawn

2000-06-12 - Final refusal mailed

2000-03-27 - Communication received from applicant

1999-10-29 - Non-final action mailed

1999-10-06 - Assigned To Examiner

1999-09-27 - Statement of use processing complete

1999-09-01 - Amendment to Use filed

1999-03-09 - Notice of allowance - mailed

1998-12-15 - Published for opposition

1998-11-13 - Notice of publication

1998-09-12 - Approved for Pub - Principal Register (Initial exam)

1998-04-09 - Letter of suspension mailed

1998-01-22 - Communication received from applicant

1997-10-28 - Non-final action mailed

1997-08-07 - Communication received from applicant

1997-02-13 - Non-final action mailed

1996-12-13 - Assigned To Examiner

1996-12-06 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MARYANN VIRGONA

**Correspondent**

MARYANN VIRGONA  
PEARCH & MASSLER  
COURT PLAZA N  
25 MAIN ST

HACKENSACK NJ 07601-7025

**Domestic Representative**  
PEARCE & MASSLER

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT **775**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:43:56 ET**

**Serial Number:** 75113306 Assignment Information

**Registration Number:** 2265260

**Mark (words only):** YOUR DIGITAL KEY TO INFORMATION

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2006-04-29

**Filing Date:** 1996-06-03

**Transformed into a National Application:** No

**Registration Date:** 1999-07-27

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-08-31

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Sony Electronics Inc.

**Address:**

Sony Electronics Inc.  
Sony Drive  
Park Ridge, NJ 07656  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

computer software containing technical bulletins for professional broadcast products, repair parts pricing and diagrams of such products

**Basis:** 1(a)

**First Use Date:** 1996-09-30

**First Use in Commerce Date:** 1996-09-30

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL"

---

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

---

**PROSECUTION HISTORY**

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2006-08-31 - Case File In TIGRS

2006-04-29 - Canceled Section 8 (6-year)

2005-11-16 - Attorney Revoked And/Or Appointed

2005-11-16 - TEAS Revoke/Appoint Attorney Received

1999-07-27 - Registered - Principal Register

1999-05-21 - Allowed for Registration - Principal Register (SOU accepted)

1999-05-19 - Assigned To Examiner

1999-04-21 - Statement of use processing complete

1999-04-21 - Amendment to Use filed

1998-10-27 - Notice of allowance - mailed

1998-01-22 - Notice of Allowance canceled

1998-08-05 - Petition To Revive-Granted

1998-06-18 - Petition To Revive-Received

1998-01-23 - Abandonment - No use statement filed

1997-07-22 - Notice of allowance - mailed

1997-04-29 - Published for opposition

1997-03-28 - Notice of publication

1997-02-20 - Approved for Pub - Principal Register (Initial exam)

1997-02-20 - Previous allowance count withdrawn

1996-10-28 - Communication received from applicant



1997-01-28 - Published for opposition  
1996-12-27 - Notice of publication  
1996-11-29 - Approved for Pub - Principal Register (Initial exam)  
1996-11-26 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
Andrew Quinn

**Correspondent**  
Andrew Quinn  
Sony Electronics Inc.  
MZ 7345  
16530 Via Esprillo  
San Diego CA 92127  
Phone Number: 858-942-2466

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT **776**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:44:07 ET

**Serial Number:** 75090377 Assignment Information

**Registration Number:** 2471786

**Mark**



(words only): DTS DIGITAL SURROUND

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2001-07-24

**Filing Date:** 1996-04-19

**Transformed into a National Application:** No

**Registration Date:** 2001-07-24

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2001-08-16

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Digital Theater Systems, L.P.

**Composed Of:**

composed of Digital Theater Systems Corporation, a California corporation and Universal City Studios, Inc., a Delaware corporation and Steven Spielberg, a U.S. citizen

**Address:**

Digital Theater Systems, L.P.  
31336 Via Colinas, Suite 101

Westlake Village, CA 91362

United States

**Legal Entity Type:** Limited Partnership**State or Country Where Organized:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009**Class Status:** Active

digital video disc players

**Basis:** 1(a)**First Use Date:** 1999-12-00**First Use in Commerce Date:** 1999-12-00

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL SURROUND"**Design Search Code(s):**

26.11.21 - Rectangles that are completely or partially shaded

**Prior Registration Number(s):**

1794209

1917452

1936747

1943794

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2003-09-04 - TEAS Change Of Correspondence Received

2001-07-24 - Registered - Principal Register

2001-04-17 - Allowed for Registration - Principal Register (SOU accepted)

2000-06-09 - Statement of use processing complete

2000-06-09 - Amendment to Use filed

2000-01-01 - Extension 5 granted

2000-01-01 - Extension 5 filed

2001-01-09 - Petition To Revive-Granted

2000-06-09 - Petition To Revive-Received

2000-04-12 - Abandonment - No use statement filed

1999-07-20 - Extension 4 granted

1999-06-18 - Extension 4 filed

1999-01-25 - Extension 3 granted

1998-12-17 - Extension 3 filed

1998-07-14 - Extension 2 granted

1998-06-30 - Extension 2 filed

1998-02-20 - Extension 1 granted

1997-12-19 - Extension 1 filed

1998-02-24 - Divisional processing completed

1997-12-19 - Divisional request received

1997-07-01 - Notice of allowance - mailed

1997-04-08 - Published for opposition

1997-03-07 - Notice of publication

1997-01-04 - Approved for Pub - Principal Register (Initial exam)

1996-12-23 - Examiner's amendment mailed

1996-10-17 - Non-final action mailed

1996-09-26 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

WILLIAM L JOHNSON

**Correspondent**

Blake Welcher

Digital Theater Systems, Inc.

5171 Clareton Drive

Agoura Hills CA 91301

Phone Number: (818) 706-3525

Fax Number: (818) 706-8355

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 777

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:44:17 ET**

**Serial Number:** 75076636 Assignment Information

**Registration Number:** 2226479

**Mark (words only):** DIGIBOX

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-11-26

**Filing Date:** 1996-03-21

**Transformed into a National Application:** No

**Registration Date:** 1999-02-23

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2003-11-24

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

##### 1. INTERTRUST TECHNOLOGIES CORPORATION

**Address:**

INTERTRUST TECHNOLOGIES CORPORATION

460 Oakmead Parkway

Sunnyvale, CA 94086

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

computer hardware and/or computer software for cryptographically protecting any combination of business rules, administrative information and/or content

**Basis:** 1(a)

**First Use Date:** 1997-02-18

**First Use in Commerce Date:** 1998-02-27

**ADDITIONAL INFORMATION**

(NOT AVAILABLE)

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

- 2005-11-26 - Canceled Section 8 (6-year)
- 2003-09-08 - TEAS Change Of Correspondence Received
- 1999-02-23 - Registered - Principal Register
- 1998-11-02 - Allowed for Registration - Principal Register (SOU accepted)
- 1998-10-22 - Assigned To Examiner
- 1998-10-15 - Statement of use processing complete
- 1998-10-15 - Extension 1 granted
- 1998-03-16 - Extension 1 filed
- 1998-03-16 - Amendment to Use filed
- 1998-09-08 - Reinstated
- 1998-03-17 - Abandonment - No use statement filed
- 1997-09-16 - Notice of allowance - mailed
- 1997-06-24 - Published for opposition
- 1997-05-23 - Notice of publication
- 1997-04-10 - Approved for Pub - Principal Register (Initial exam)
- 1997-03-14 - Examiner's amendment mailed
- 1996-10-25 - Non-final action mailed
- 1996-10-15 - Assigned To Examiner
- 1996-09-30 - Assigned To Examiner

**ATTORNEY/CORRESPONDENT INFORMATION**



---

**Attorney of Record**

ALLYN TAYLOR

**Correspondent**

Michelle R. Harbottle

Gray Cary Ware & Freidenrich LLP

2000 University Avenue

East Palo Alto CA 94303-2248

Phone Number: 650-833-2343

Fax Number: 650-833-2001

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 778

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:44:25 ET

Serial Number: 75070522 Assignment Information

Registration Number: 2066697

Mark (words only): DIGICON

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-12-27

Filing Date: 1996-03-11

Transformed into a National Application: No

Registration Date: 1997-06-03

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-12-27

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital Concepts, Inc.

Address:  
Digital Concepts, Inc.  
8 Grandview Circle, Southpointe  
Canonsburg, PA 153178533  
United States

Legal Entity Type: Corporation  
State or Country of Incorporation: Pennsylvania

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
computer hardware and software system for rail traffic control operations  
Basis: 1(a)  
First Use Date: 1984-04-15  
First Use in Commerce Date: 1984-04-15

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

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2006-12-27 - First renewal 10 year

2006-12-27 - Section 8 (10-year) accepted/ Section 9 granted

2006-12-22 - Assigned To Paralegal

2006-12-06 - Case File In TICRS

2006-10-23 - Combined Section 8 (10-year)/Section 9 filed

2006-10-23 - TEAS Section 8 & 9 Received

2002-10-18 - Section 8 (6-year) accepted & Section 15 acknowledged

2002-08-22 - Section 8 (6-year) and Section 15 Filed

2002-08-22 - PAPER RECEIVED

1997-06-03 - Registered - Principal Register

1997-03-11 - Published for opposition

1997-02-07 - Notice of publication

1996-12-13 - Approved for Pub - Principal Register (Initial exam)

1996-12-06 - Examiner's amendment mailed

1996-11-07 - Non-final action mailed

1996-09-20 - Examiner's amendment mailed

1996-09-20 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
William E. Otto

**Correspondent**

WILLIAM E. OTTO  
SEBRING & ASSOCIATES  
2735 MOSSIDE BOULEVARD  
MONROEVILLE, PA 15146

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 779

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:44:34 ET

**Serial Number:** 75066462 Assignment Information

**Registration Number:** 2229289

**Mark (words only):** DIGITAL FRONTIERS

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-12-10

**Filing Date:** 1996-03-01

**Transformed into a National Application:** No

**Registration Date:** 1999-03-02

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1999-03-08

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

1. Digital Frontiers L.L.C.

**Address:**  
Digital Frontiers L.L.C.  
1019 Asbury  
Evanston, IL 60202  
United States

**Legal Entity Type:** Ltd Liab Co  
**State or Country Where Organized:** Illinois

**GOODS AND/OR SERVICES**

**International Class:** 009  
**Class Status:** Section 8 - Cancelled  
computer software used to create graphic designs placed on a global computer information network  
**Basis:** 1(a)  
**First Use Date:** 1996-06-11  
**First Use in Commerce Date:** 1996-06-11

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL"

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2005-12-10 - Canceled Section 8 (6-year)

1999-03-02 - Registered - Principal Register

1998-12-29 - Allowed for Registration - Principal Register (SOU accepted)

1998-12-28 - Assigned To Examiner

1998-12-09 - Statement of use processing complete

1998-11-11 - Amendment to Use filed

1998-05-19 - Notice of allowance - mailed

1997-07-25 - Extension Of Time To Oppose Received

1997-06-24 - Published for opposition

1997-05-23 - Notice of publication

1997-04-16 - Approved for Pub - Principal Register (Initial exam)

1997-04-11 - Examiner's amendment mailed

1997-03-12 - Communication received from applicant

1996-09-18 - Non-final action mailed

1996-09-17 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
SETH J WEINBERGER

**Correspondent**  
SETH J WEINBERGER  
MAYER BROWN & PLATT  
PO BOX 2828  
CHICAGO IL 60690-2828





OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **780**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:44:43 ET**

**Serial Number:** 75064538 Assignment Information

**Registration Number:** 2489490

**Mark**



**(words only):** DIRECT DIGITAL

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2001-09-11

**Filing Date:** 1996-02-27

**Transformed into a National Application:** No

**Registration Date:** 2001-09-11

**Register:** Supplemental

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2001-10-09

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Chinon Kabushiki Kaisha

**Address:**

Chinon Kabushiki Kaisha  
23-11 NAKA-OSHIO  
CHINO-SHI, NAGANO  
Japan

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Japan

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

electronic still camera, video camera, 35 mm still camera, other photographic apparatus and instruments, floppy disk drive, CD-ROM drive, printer image scanner, facsimile, portable image copier, video projector, cam corder, other electronic machines and instruments, cam corder, other electrical communication machines and apparatus

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

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**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIRECT DIGITAL"

**Design Search Code(s):**

26.11.27 - Oblongs not used as carriers for words, letters or designs

**Foreign Application Number:** 119190.1995

**Foreign Registration Number:** 4098909

**Foreign Registration Date:** 1997-01-09

**Country:** Japan

**Foreign Filing Date:** 1995-11-16

**Foreign Expiration Date:** 2007-01-09

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2001-09-11 - Registered - Supplemental Register

2001-04-23 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2001-04-17 - Examiner's amendment mailed

2000-12-04 - Communication received from applicant

2000-10-16 - Non-final action mailed

2000-08-11 - Communication received from applicant

2000-05-15 - Final refusal mailed

2000-04-24 - Communication received from applicant

2000-03-27 - Inquiry as to suspension mailed

Latest Status Info

1999-01-28 - Assigned To Examiner  
1997-09-24 - Letter of suspension mailed  
1997-09-10 - Reinstated  
1997-07-10 - Abandonment - Failure To Respond Or Late Response  
1996-10-31 - Non-final action mailed  
1996-10-24 - Assigned To Examiner  
1996-09-13 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Roger S. Thompson

**Correspondent**

ROGER S THOMPSON  
MORRISON LAW FIRM  
145 N 5TH AVE  
MOUNT VERNON NY 10550-1201

**Domestic Representative**

Thomas R. Morrison

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **781**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:44:52 ET**

**Serial Number:** 75063752 Assignment Information

**Registration Number:** 2050582

**Mark (words only):** DIGIVOLT

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2002-07-25

**Filing Date:** 1996-02-26

**Transformed into a National Application:** No

**Registration Date:** 1997-04-08

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-12-13

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. HD Electric Company

**Address:**

HD Electric Company  
1475 LAKESIDE DRIVE  
WAUKEGAN, IL 60085  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Illinois

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

voltmeters

**Basis:** 1(a)

**First Use Date:** 1995-09-20

**First Use in Commerce Date:** 1995-09-20

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-12-13 - Case File In TICRS

2006-08-03 - TEAS Change Of Correspondence Received

2002-07-25 - Section 8 (6-year) accepted & Section 15 acknowledged

2002-06-06 - Section 8 (6-year) and Section 15 Filed

1997-04-08 - Registered - Principal Register

1997-01-14 - Published for opposition

1996-12-13 - Notice of publication

1996-09-15 - Approved for Pub - Principal Register (Initial exam)

1996-09-12 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Harold V. Stotland

**Correspondent**

Harold V. Stotland

SEYFARTH SHAW LLP

Suite 2400

131 S. Dearborn Street

Chicago IL 60603

Phone Number: 312-460-5000

Fax Number: 312-460-7000

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT **782**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:45:02 ET**

**Serial Number:** 75061131 Assignment Information

**Registration Number:** 2203439

**Mark (words only):** DIGI-DOLLAR

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-08-20

**Filing Date:** 1996-02-22

**Transformed into a National Application:** No

**Registration Date:** 1998-11-17

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1998-11-25

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Chaum, David

**Address:**

Chaum, David  
Kruislaan 419, 1098 VA  
Amsterdam  
Netherlands

**Legal Entity Type:** Individual

**Country of Citizenship:** United States

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

data processors, computers, computer software and microcontrollers, the foregoing all used for accomplishing value and data transfers, exchanging, maintaining and storing information related to such transfers, and protecting the privacy of such transactions and information related thereto

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)  
**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**ADDITIONAL INFORMATION**

**Foreign Application Number:** 854096  
**Foreign Registration Number:** 578156  
**Foreign Registration Date:** 1995-08-23  
**Country:** Benelux  
**Foreign Filing Date:** 1995-08-23  
**Foreign Expiration Date:** 2005-08-23

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

2005-08-20 - Canceled Section 8 (6-year)  
1998-11-17 - Registered - Principal Register  
1998-09-18 - ITU claim deleted  
1998-08-16 - Notice of Allowance canceled  
1998-02-17 - Notice of allowance - mailed  
1997-08-11 - Extension Of Time To Oppose Received  
1997-07-08 - Published for opposition  
1997-06-06 - Notice of publication  
1997-04-14 - Approved for Pub - Principal Register (Initial exam)  
1997-02-21 - Communication received from applicant  
1997-02-20 - Communication received from applicant  
1996-08-15 - Non-final action mailed  
1996-08-05 - Assigned To Examiner

**ATTORNEY/CORRESPONDENT INFORMATION**

**Attorney of Record**  
George A. Dremonas  
  
**Correspondent**  
GEORGE A DREMONAS

BARNES THORNBURG  
1313 MERCHANTS BANK BLDG  
11 S MERIDIAN ST  
INDIANAPOLIS IN 46204

**Domestic Representative**

Barnes & Thornburg

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT **783**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:45:10 ET**

**Serial Number:** 75045105 Assignment Information

**Registration Number:** 2077039

**Mark (words only):** DIGIGRAM

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2003-08-09

**Filing Date:** 1996-01-17

**Transformed into a National Application:** No

**Registration Date:** 1997-07-08

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-12-01

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Digigram

**Address:**

Digigram  
Parc de Pre Milliet  
38330 Montbonnot  
France

**Legal Entity Type:** ASSOCIATION

**State or Country Where Organized:** France

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

computer digital audio boards; computer, digital and analog audio cables; computer software for manipulating, editing, recording, playing and creating digital audio data and for audio file management

**Basis:** 1(a)

**First Use Date:** 1985-00-00

**First Use in Commerce Date:** 1988-00-00

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-12-01 - Case File In TIGRS

2003-08-09 - Section 8 (6-year) accepted &amp; Section 15 acknowledged

2003-06-05 - Section 8 (6-year) and Section 15 Filed

2003-06-05 - PAPER RECEIVED

1997-07-08 - Registered - Principal Register

1997-04-15 - Published for opposition

1997-03-14 - Notice of publication

1997-01-29 - Approved for Pub - Principal Register (Initial exam)

1996-12-02 - Communication received from applicant

1996-08-19 - Non-final action mailed

1996-07-29 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**

WILLIAM P. BERRIDGE  
OLIFF & BERRIDGE, PLC  
277 SOUTH WASHINGTON STREET  
SUITE 500  
ALEXANDRIA, VA 22314

**Domestic Representative**

OLIFF & BERRIDGE, PLC

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **784**

TO APPLICANT'S NOTICE OF RELIANCE



**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:45:18 ET**

**Serial Number:** 75029051 Assignment Information

**Registration Number:** 2256199

**Mark (words only):** DIGISUITE

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2005-08-17

**Filing Date:** 1995-12-07

**Transformed into a National Application:** No

**Registration Date:** 1999-06-29

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 830 -Post Registration

**Date In Location:** 2005-08-17

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. MATROX ELECTRONIC SYSTEMS LTD.

**Address:**

MATROX ELECTRONIC SYSTEMS LTD.

1025 St-Regis Boulevard

DORVAL, Quebec H9P 2T4

Canada

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Canada

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

PC-based computer hardware and software allowing developers to design applications requiring the storage and retrieval of digital video and audio

**Basis:** 44(e)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

---

**ADDITIONAL INFORMATION**

---

**Foreign Application Number:** 797,957  
**Foreign Registration Number:** TMA467020  
**Foreign Registration Date:** 1996-12-04  
**Country:** Canada  
**Foreign Filing Date:** 1995-11-22  
**Foreign Expiration Date:** 2011-12-14

---

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2005-08-17 - Section 8 (6-year) accepted & Section 15 acknowledged  
2005-08-16 - Assigned To Paralegal  
2005-08-10 - Assigned To Paralegal  
2005-06-21 - Section 8 (6-year) and Section 15 Filed  
2005-06-21 - PAPER RECEIVED  
1999-06-29 - Registered - Principal Register  
1998-06-17 - Extension Of Time To Oppose Received  
1998-05-19 - Published for opposition  
1998-04-17 - Notice of publication  
1998-03-06 - Approved for Pub - Principal Register (Initial exam)  
1998-02-06 - Communication received from applicant  
1998-02-06 - ITU claim deleted  
1997-09-02 - Inquiry as to suspension mailed  
1997-01-03 - Letter of suspension mailed  
1996-12-19 - Examiner's amendment mailed  
1996-06-20 - Non-final action mailed  
1996-06-12 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

NORM D. ST. LANDAU

**Correspondent**

NORM D. ST. LANDAU  
DRINKER BIDDLE & REATH LLP  
1500 K STREET, N.W., SUITE 1100  
WASHINGTON, DC 20005-1209

**Domestic Representative**

TUCKER, FLYER & LEWIS

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **785**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:45:28 ET**

**Serial Number:** 75022808 Assignment Information

**Registration Number:** 2453360

**Mark (words only):** DIGITAL FLUID

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2001-05-22

**Filing Date:** 1995-11-21

**Transformed into a National Application:** No

**Registration Date:** 2001-05-22

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-10-30

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Exa Corporation

**Address:**

Exa Corporation  
125 CambridgePark Drive  
Cambridge, MA 02140  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Massachusetts

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

Computer processors and computer software, all in the field of fluid dynamics simulation, modeling and control technology and user manuals associated therewith

**Basis:** 1(a)

**First Use Date:** 1998-03-31

**First Use in Commerce Date:** 1998-03-31

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL"

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-10-30 - Case File In TICRS

2001-05-22 - Registered - Principal Register

2000-12-22 - Allowed for Registration - Principal Register (SOU accepted)

2000-12-14 - Examiners Amendment -Written

2000-08-01 - Statement of use processing complete

2000-05-19 - Amendment to Use filed

2000-01-05 - Extension 5 granted

1999-11-18 - Extension 5 filed

1999-06-23 - Extension 4 granted

1999-05-17 - Extension 4 filed

1998-12-10 - Extension 3 granted

1998-11-16 - Extension 3 filed

1998-06-01 - Extension 2 granted

1998-05-15 - Extension 2 filed

1998-02-08 - Extension 1 granted

1997-11-03 - Extension 1 filed

1997-05-20 - Notice of allowance - mailed

1996-09-13 - Extension Of Time To Oppose Received

1996-09-03 - Published for opposition

1996-08-02 - Notice of publication

1996-06-12 - Approved for Pub - Principal Register (Initial exam)

1996-05-29 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Charles E. Weinstein

**Correspondent**

CHARLES E. WEINSTEIN  
FOLEY, HOAG & ELIOT  
ONE POST OFFICE SQUARE  
BOSTON, MA 02109

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **786**

TO APPLICANT'S NOTICE OF RELIANCE



Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:45:39 ET

Serial Number: 75013906 Assignment Information

Registration Number: 2465868

Mark



(words only): DIGITAL TRADING CARDS AUTHENTIC DTC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-07-03

Filing Date: 1995-11-02

Transformed into a National Application: No

Registration Date: 2001-07-03

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 700 -Intent To Use Section

Date In Location: 2006-10-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Pace, Michael

Address:

Pace, Michael  
11933 Gorham Avenue, No. 4  
Brentwood, CA 90049  
United States

Legal Entity Type: Individual

**Country of Citizenship:** United States

**GOODS AND/OR SERVICES**

**International Class:** 009

**Class Status:** Active

interactive multimedia computer game software recorded on CD-ROM and computer disks featuring text, images, artwork, and sound for use with the foregoing multimedia computer game software or alone

**Basis:** 1(a)

**First Use Date:** 1999-01-04

**First Use in Commerce Date:** 1999-02-00

**International Class:** 025

**Class Status:** Active

clothing, namely, T-shirts and hats

**Basis:** 1(a)

**First Use Date:** 1999-04-00

**First Use in Commerce Date:** 1999-04-00

**ADDITIONAL INFORMATION**

**Disclaimer:** "AUTHENTIC DIGITAL TRADING"

**Design Search Code(s):**

24.15.04 - Arrowheads

24.15.10 - Arrows, more than one; More than one arrow

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

2006-10-10 - Case File In TICRS

2001-07-03 - Registered - Principal Register

2001-03-31 - Allowed for Registration - Principal Register (SOU accepted)

2001-03-17 - Reinstated

2000-07-05 - Petition To Revive-Received

2000-06-12 - Abandonment - Failure To Respond Or Late Response

1999-09-27 - Non-final action mailed

1999-09-09 - Assigned To Examiner

1999-08-03 - Statement of use processing complete  
1999-08-03 - Amendment to Use filed  
1999-02-26 - Extension 2 granted  
1999-02-03 - Extension 2 filed  
1998-08-21 - Extension 1 granted  
1998-08-03 - Extension 1 filed  
1998-02-03 - Notice of allowance - mailed  
1997-11-11 - Published for opposition  
1997-10-10 - Notice of publication  
1997-09-11 - Approved for Pub - Principal Register (Initial exam)  
1997-08-25 - Examiner's amendment mailed  
1997-08-05 - Communication received from applicant  
1997-02-20 - Final refusal mailed  
1996-12-02 - Communication received from applicant  
1996-05-28 - Non-final action mailed  
1996-05-14 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

M C BEEZY

**Correspondent**

M C BEEZY

POMS SMITH LANDE & ROSE PC  
2029 CENTURY PARK E 38TH FL  
LOS ANGELES CA 90067-3024

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **787**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:45:58 ET**

**Serial Number:** 75004545 Assignment Information

**Registration Number:** 2080036

**Mark (words only):** DIGISOCK

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-08-01

**Filing Date:** 1995-10-10

**Transformed into a National Application:** No

**Registration Date:** 1997-07-15

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 830 -Post Registration

**Date In Location:** 2005-08-01

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. THIRD PLANET PUBLISHING, INC.

**Address:**

THIRD PLANET PUBLISHING, INC.

17770 Preston Road

Dallas, TX 75252

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Florida

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

software program to enable access onto a global computer network

**Basis:** 1(a)

**First Use Date:** 1995-09-15

**First Use in Commerce Date:** 1995-09-15

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

- 2005-08-01 - Canceled Section 8 (6-year)
- 1997-07-15 - Registered - Principal Register
- 1997-05-15 - Allowed for Registration - Principal Register (SOU accepted)
- 1997-05-12 - Assigned To Examiner
- 1997-05-05 - Statement of use processing complete
- 1997-03-31 - Amendment to Use filed
- 1996-10-22 - Notice of allowance - mailed
- 1996-07-30 - Published for opposition
- 1996-06-28 - Notice of publication
- 1996-05-09 - Approved for Pub - Principal Register (Initial exam)
- 1996-05-03 - Examiner's amendment mailed
- 1996-04-26 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
HENRY W. LEEDS

**Correspondent**  
HENRY W. LEEDS  
Tucker, Flyer & Lewis, P.C.  
1615 L Street, N.W., Suite 400  
Washington, DC 20036-5610

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **788**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:46:08 ET

Serial Number: 74169100 Assignment Information

Registration Number: 1786294

Mark



(words only): D-3 1/2" DIGITAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2003-10-14

Filing Date: 1991-05-22

Transformed into a National Application: No

Registration Date: 1993-08-03

Register: Supplemental

Law Office Assigned: LAW OFFICE 6

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-10-20

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

1. MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.

Address:  
MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.  
1006 Oaza Kadoma, Kadoma-shi  
Osaka Prefecture  
Japan  
Legal Entity Type: Corporation



**State or Country of Incorporation:** Japan

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

video tape recorders, video camera recorders and video tape cassettes

**Basis:** 1(a)

**First Use Date:** 1991-02-19

**First Use in Commerce Date:** 1991-03-05

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "1/2"DIGITAL"

**Lining and Stippling:** The lining in the drawing is a feature of the mark and not intended to indicate color.

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2005-07-08 - TEAS Change Of Correspondence Received

2005-06-10 - TEAS Change Of Correspondence Received

2003-10-14 - First renewal 10 year

2003-10-14 - Section 8 (10-year) accepted/ Section 9 granted

2003-07-30 - Combined Section 8 (10-year)/Section 9 filed

2003-07-30 - PAPER RECEIVED

1999-11-22 - Section 8 (6-year) accepted

1999-08-03 - Section 8 (6-year) filed

1993-08-03 - Registered - Supplemental Register

1993-06-02 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

1993-05-06 - Communication received from applicant

1992-11-16 - Final refusal mailed

1992-09-08 - Communication received from applicant

1992-04-07 - Non-final action mailed

1992-02-04 - Communication received from applicant

1991-08-09 - Non-final action mailed

1991-07-29 - Assigned To Examiner

1991-07-25 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

RONALD E. SHAPIRO

**Correspondent**

Ronald E. Shapiro

Vorys Sater Seymour and Pease LLP

Eleventh Floor

1828 L Street, N.W.

Washington DC 20036-5109

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **789**

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:46:19 ET**

**Serial Number:** 74440966 Assignment Information

**Registration Number:** 2146910

**Mark**



**(words only):** DIGITAL STOCK PROFESSIONAL

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2005-07-04

**Filing Date:** 1993-09-27

**Transformed into a National Application:** No

**Registration Date:** 1998-03-31

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 830 -Post Registration

**Date In Location:** 2005-07-04

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

**1. CORBIS CORPORATION**

**Address:**

CORBIS CORPORATION  
710 Second Avenue Suite 200  
Seattle, WA 98104  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Washington

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

pre-recorded CD-ROM discs containing a collection of commercial quality photographic images

**Basis:** 1(a)

**First Use Date:** 1993-03-15

**First Use in Commerce Date:** 1993-03-15

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "STOCK"

**Lining and Stippling:** The drawing is lined for the colors blue and red.

**Section 2(f)**

**Design Search Code(s):**

**26.11.10** - Rectangles divided once into two sections

**26.11.21** - Rectangles that are completely or partially shaded

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2005-09-15 - TEAS Change Of Owner Address Received

2005-07-04 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-07-04 - Assigned To Paralegal

2004-05-07 - Section 8 (6-year) and Section 15 Filed

2004-05-14 - Email Received

2004-05-07 - TEAS Section 8 & 15 Received

2004-05-04 - Post Registration action mailed Section 8 & 15

2004-03-30 - Section 8 (6-year) and Section 15 Filed

2004-03-30 - TEAS Section 8 & 15 Received

1998-03-31 - Registered - Principal Register

1997-08-25 - Extension Of Time To Oppose Received

- 1997-07-29 - Published for opposition
- 1997-06-27 - Notice of publication
- 1997-05-21 - Approved for Pub - Principal Register (Initial exam)
- 1997-05-02 - Examiner's amendment mailed
- 1997-03-03 - Communication received from applicant
- 1996-10-21 - Communication received from applicant
- 1996-04-15 - Non-final action mailed
- 1996-02-09 - Communication received from applicant
- 1995-08-15 - Non-final action mailed
- 1995-07-10 - Communication received from applicant
- 1995-02-01 - Final refusal mailed
- 1994-09-22 - Communication received from applicant
- 1994-05-16 - Non-final action mailed
- 1994-03-18 - Non-final action mailed
- 1994-02-07 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
SUSAN M. DALY

**Correspondent**  
Jessica Stone Levy  
Preston Gates Ellis LLP  
Suite 2900  
925 Fourth Avenue  
Seattle WA 98104-1158  
Phone Number: (206) 623-7580  
Fax Number: (206) 623-7022

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 790

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-17 14:38:56 ET**

**Serial Number:** 74089755 Assignment Information

**Registration Number:** 1760593

**Mark (words only):** DIGIDATA

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2003-01-21

**Filing Date:** 1990-08-20

**Transformed into a National Application:** No

**Registration Date:** 1993-03-23

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 6

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2003-01-27

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. ASTROS ACQUISITION SUB II, LLC

**Address:**

ASTROS ACQUISITION SUB II, LLC  
1311 ORLEANS DRIVE  
SUNNYVALE, CA 94089  
United States

**Legal Entity Type:** Ltd Liab Co

**State or Country Where Organized:** California

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active



computer data acquisition apparatus for researchers in life sciences in which analog data is received from an external source and converted into digital signals for display and analysis

**Basis:** 1(a)

**First Use Date:** 1992-10-15

**First Use in Commerce Date:** 1992-10-15

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#### ADDITIONAL INFORMATION

---

(NOT AVAILABLE)

---

#### MADRID PROTOCOL INFORMATION

---

(NOT AVAILABLE)

---

#### PROSECUTION HISTORY

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2003-11-20 - TEAS Change Of Correspondence Received

2003-11-13 - TEAS Change Of Correspondence Received

2003-01-21 - First renewal 10 year

2003-01-21 - Section 8 (10-year) accepted/ Section 9 granted

2002-10-01 - Combined Section 8 (10-year)/Section 9 filed

2002-10-01 - TEAS Section 8 & 9 Received

1998-06-24 - Section 8 (6-year) accepted & Section 15 acknowledged

1998-04-10 - Section 8 (6-year) and Section 15 Filed

1993-03-23 - Registered - Principal Register

1993-01-08 - Allowed for Registration - Principal Register (SOU accepted)

1992-12-22 - Statement of use processing complete

1992-11-23 - Amendment to Use filed

1992-07-23 - Extension 2 granted

1992-07-13 - Extension 2 filed

1992-01-15 - Extension 1 granted

1991-12-26 - Extension 1 filed

1991-08-13 - Notice of allowance - mailed

1991-05-21 - Published for opposition

1991-04-19 - Notice of publication

1991-02-11 - Approved for Pub - Principal Register (Initial exam)

1991-02-01 - Examiner's amendment mailed

1991-01-22 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

HEATHER A. DUNN

**Correspondent**

Heather A. Dunn, Esq.

Gray Cary Ware & Freidenrich LLP

8th Floor

153 Townsend Street

San Francisco CA 94107-1907

Phone Number: 415-836-2557

Fax Number: 415-836-2501

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 791

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:46:41 ET

**Serial Number:** 74659313 Assignment Information

**Registration Number:** 2204676

**Mark (words only):** DIGITAL THUNDER WALL

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2005-08-27

**Filing Date:** 1995-04-11

**Transformed into a National Application:** No

**Registration Date:** 1998-11-24

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 1998-11-27

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

1. NSM Aktiengesellschaft

**Address:**  
NSM Aktiengesellschaft  
Saarlandstrasse 240  
D-55411 Bingen am Rhein  
Fed Rep Germany  
**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Fed Rep Germany

**GOODS AND/OR SERVICES**

**International Class:** 009  
**Class Status:** Section 8 - Cancelled  
slot machines and jukeboxes  
**Basis:** 44(e)  
**First Use Date:** (DATE NOT AVAILABLE)  
**First Use in Commerce Date:** (DATE NOT AVAILABLE)

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL"

**Foreign Application Number:** A4248678  
**Foreign Registration Number:** 395127858  
**Foreign Registration Date:** 1996-02-29  
**Country:** Fed Rep Germany  
**Foreign Filing Date:** 1995-03-22  
**Foreign Expiration Date:** 2005-03-31

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2005-08-27 - Canceled Section 8 (6-year)  
2005-06-01 - TEAS Change Of Correspondence Received  
2002-10-10 - PAPER RECEIVED  
1998-11-24 - Registered - Principal Register  
1998-09-03 - ITU claim deleted  
1998-09-03 - Notice of Allowance canceled  
1998-03-03 - Notice of allowance - mailed  
1997-12-09 - Published for opposition  
1997-11-07 - Notice of publication  
1997-10-08 - Approved for Pub - Principal Register (Initial exam)  
1997-10-03 - Examiner's amendment mailed  
1997-06-23 - Non-final action mailed  
1997-04-25 - Communication received from applicant  
1997-01-06 - Inquiry as to suspension mailed  
1996-05-03 - Letter of suspension mailed  
1995-12-29 - Communication received from applicant  
1995-09-18 - Non-final action mailed

1995-09-07 - Assigned To Examiner

1995-07-20 - Communication received from applicant

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

JAMES F MCKEOWN

**Correspondent**

Brian M. Mattson

Patents+TMS

2849 W. Armitage Ave

Chicago IL 60647

Phone Number: 773-772-6009

Fax Number: 773-772-3210

**Domestic Representative**

KECK, MAHIN & CATE

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 792

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:46:53 ET

Serial Number: 74435908 Assignment Information

Registration Number: 1896868

Mark



(words only): DIGITLINE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2005-08-04

Filing Date: 1993-09-14

Transformed into a National Application: No

Registration Date: 1995-05-30

Register: Principal

Law Office Assigned: LAW OFFICE 3

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2005-08-04

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. GSLE SUBCO L.L.C.

Address:

GSLE SUBCO L.L.C.  
13515 BALLANTYNE CORPORATE PLACE  
CHARLOTTE, NC 28277  
United States

Legal Entity Type: Ltd Liab Jt St Co



State or Country Where Organized: Delaware

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
transmission lines  
Basis: 1(a)  
First Use Date: 1994-07-01  
First Use in Commerce Date: 1994-09-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-08-04 - First renewal 10 year  
2005-08-04 - Section 8 (10-year) accepted/ Section 9 granted  
2005-08-04 - Assigned To Paralegal  
2005-05-27 - Combined Section 8 (10-year)/Section 9 filed  
2005-05-27 - PAPER RECEIVED  
2001-06-15 - Section 8 (6-year) accepted & Section 15 acknowledged  
2001-03-27 - Section 8 (6-year) and Section 15 Filed  
1995-05-30 - Registered - Principal Register  
1995-01-25 - Allowed for Registration - Principal Register (SOU accepted)  
1995-01-20 - Assigned To Examiner  
1994-12-29 - Statement of use processing complete  
1994-12-29 - Extension 1 granted  
1994-11-16 - Amendment to Use filed  
1994-11-16 - Extension 1 filed  
1994-06-28 - Notice of allowance - mailed

Latest Status Info

- 1994-04-05 - Published for opposition
- 1994-03-04 - Notice of publication
- 1994-01-21 - Approved for Pub - Principal Register (Initial exam)
- 1994-01-11 - Assigned To Examiner
- 1994-01-11 - Assigned To Examiner

---

ATTORNEY/CORRESPONDENT INFORMATION

---

**Attorney of Record**  
JOHN H WEBER

**Correspondent**  
JOHN H WEBER  
BAKER & HOSTETLER LLP  
WASHINGTON SQUARE  
1050 CONNECTICUT AVE., NW STE 110  
WASHINGTON DC 20036-5304

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 793

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:47:10 ET

Serial Number: 74422308 Assignment Information

Registration Number: 1845437

Mark



(words only): SOMETHING WEIRD VIDEO

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2005-02-28

Filing Date: 1993-08-09

Transformed into a National Application: No

Registration Date: 1994-07-19

Register: Principal

Law Office Assigned: LAW OFFICE 13

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 834 -Post Registration

Date In Location: 2005-02-28

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. SOMETHING WEIRD VIDEO, INC.

**Address:**

SOMETHING WEIRD VIDEO, INC.  
P.O. Box 33664 (98133) 3552 NE 182nd  
Seattle, WA 98133  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Washington

**GOODS AND/OR SERVICES**

**International Class:** 009  
**Class Status:** Active  
pre-recorded video tapes in the nature of nostalgic adult entertainment  
**Basis:** 1(a)  
**First Use Date:** 1989-01-01  
**First Use in Commerce Date:** 1989-01-01

**ADDITIONAL INFORMATION**

**Disclaimer:** "VIDEO"

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

2005-02-28 - First renewal 10 year  
2005-02-28 - Section 8 (10-year) accepted/ Section 9 granted  
2004-09-30 - Combined Section 8 (10-year)/Section 9 filed  
2004-09-30 - PAPER RECEIVED  
2004-09-16 - Post Registration action mailed Sections 8 & 9  
2004-06-30 - Combined Section 8 (10-year)/Section 9 filed  
2004-06-30 - TEAS Section 8 & 9 Received  
2000-05-26 - Section 8 (6-year) accepted & Section 15 acknowledged  
2000-03-06 - Section 8 (6-year) and Section 15 Filed  
1994-07-19 - Registered - Principal Register  
1994-04-26 - Published for opposition  
1994-03-25 - Notice of publication  
1994-01-12 - Approved for Pub - Principal Register (Initial exam)  
1993-12-27 - Examiner's amendment mailed  
1993-12-23 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**

SOMETHING WEIRD VIDEO, INC.

P.O. BOX 33664 (98133)

3552 NE 182ND

SEATTLE, WA 98133

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 794

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:47:21 ET**

**Serial Number:** 74451686 Assignment Information

**Registration Number:** 1900329

**Mark (words only):** DIGI-KEY

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2005-02-24

**Filing Date:** 1993-10-28

**Transformed into a National Application:** No

**Registration Date:** 1995-06-20

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 7

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 834 -Post Registration

**Date In Location:** 2005-02-24

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#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Digi-Key Corporation

**Address:**

Digi-Key Corporation  
701 Brooks Avenue South  
Thief River Falls, MN 56701  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Minnesota

---

#### GOODS AND/OR SERVICES

---

**International Class:** 006

**Class Status:** Active

metal fasteners, namely hex-nuts; spacers, lock washer internal tooth, and screws for general purpose use, such use determined by purchaser

**Basis:** 1(a)

**First Use Date:** 1976-03-01



**First Use in Commerce Date:** 1976-03-01

**International Class:** 009

**Class Status:** Active

metal and carbon film resistors for general purpose use, such use determined by purchaser; resettable fuses, thermistors, inrush current dimiters and potentiometers

**Basis:** 1(a)

**First Use Date:** 1976-07-01

**First Use in Commerce Date:** 1976-07-01

**ADDITIONAL INFORMATION**

**Prior Registration Number(s):**  
1487965

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

- 2005-02-24 - First renewal 10 year
- 2005-02-24 - Section 8 (10-year) accepted/ Section 9 granted
- 2004-11-20 - Combined Section 8 (10-year)/Section 9 filed
- 2004-11-20 - TEAS Section 8 & 9 Received
- 2000-12-22 - Section 8 (6-year) accepted & Section 15 acknowledged
- 2000-09-11 - Section 8 (6-year) and Section 15 Filed
- 1995-06-20 - Registered - Principal Register
- 1995-03-28 - Published for opposition
- 1995-02-24 - Notice of publication
- 1994-11-23 - Approved for Pub - Principal Register (Initial exam)
- 1994-05-04 - Non-final action mailed
- 1994-03-29 - Assigned To Examiner

**ATTORNEY/CORRESPONDENT INFORMATION**

**Attorney of Record**  
ERIC D. PAULSRUD

**Correspondent**

ERIC D. PAULSRUD  
LEONARD STREET AND DEINARD  
150 S 5TH ST STE 2300  
MINNEAPOLIS MN 55402

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 795

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:47:32 ET

**Serial Number:** 74349157 Assignment Information

**Registration Number:** 1866257

**Mark (words only):** DIGITAL WISDOM

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2005-01-25

**Filing Date:** 1993-01-13

**Transformed into a National Application:** No

**Registration Date:** 1994-12-06

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 6

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

**Current Location:** 834 -Post Registration

**Date In Location:** 2005-01-25

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Digital Wisdom, Inc.

**Address:**  
Digital Wisdom, Inc.  
Box 2070  
Tappahannock, VA 22560  
United States  
**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Virginia

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Active  
computer software in the field of electronic publishing  
**Basis:** 1(a)  
**First Use Date:** 1993-06-22  
**First Use in Commerce Date:** 1993-07-08

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL"

---

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2005-01-25 - First renewal 10 year

2005-01-25 - Section 8 (10-year) accepted/ Section 9 granted

2004-12-07 - Combined Section 8 (10-year)/Section 9 filed

2004-12-07 - PAPER RECEIVED

2000-06-08 - Section 8 (6-year) accepted & Section 15 acknowledged

2000-03-27 - Section 8 (6-year) and Section 15 Filed

2000-03-27 - Section 8 (6-year) and Section 15 Filed

1994-12-06 - Registered - Principal Register

1994-07-19 - Allowed for Registration - Principal Register (SOU accepted)

1994-07-13 - Non-final action mailed

1994-06-06 - Previous allowance count withdrawn

1994-05-31 - Allowed for Registration - Principal Register (SOU accepted)

1994-05-09 - Communication received from applicant

1994-03-29 - Non-final action mailed

1994-03-02 - Assigned To Examiner

1993-12-20 - Statement of use processing complete

1993-12-20 - Extension 1 granted

1993-10-19 - Amendment to Use filed

1993-10-19 - Extension 1 filed

1993-09-07 - Notice of allowance - mailed

1993-06-15 - Published for opposition

1993-05-14 - Notice of publication

1993-04-12 - Approved for Pub - Principal Register (Initial exam)

1993-04-05 - Examiner's amendment mailed

1993-03-30 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Mary Dalton Baril

**Correspondent**

MARY DALTON BARIL  
MCGUIRE WOODS LLP  
ONE JAMES CENTER  
901 EAST CARY STREET  
RICHMOND, VA 23219-4030

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 796

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:47:42 ET

Serial Number: 74384664 Assignment Information

Registration Number: 1862302

Mark (words only): DIGITICER

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-08-12

Filing Date: 1993-04-30

Transformed into a National Application: No

Registration Date: 1994-11-15

Register: Principal

Law Office Assigned: LAW OFFICE 3

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 837 -Post Registration

Date In Location: 2004-11-18

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. MANAGEMENT COMPUTER CONTROLS, INC.

Address:  
MANAGEMENT COMPUTER CONTROLS, INC.  
5350 Poplar Avenue, Suite 600  
Memphis, TN 381193697  
United States

Legal Entity Type: Corporation  
State or Country of Incorporation: Tennessee

---

GOODS AND/OR SERVICES

---

International Class: 009  
Class Status: Active  
computer peripherals; namely, templates for use on a digitizer; a computer program that facilitates the accumulation of scaled digitized data into numeric fields; instructional manuals sold as a unit therewith  
Basis: 1(a)  
First Use Date: 1993-03-12



**First Use in Commerce Date:** 1993-03-12

**ADDITIONAL INFORMATION**

**Prior Registration Number(s):**  
1821106

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

- 2005-03-03 - TEAS Change Of Owner Address Received
- 2004-11-24 - TEAS Change Of Owner Address Received
- 2004-08-12 - First renewal 10 year
- 2004-08-12 - Section 8 (10-year) accepted/ Section 9 granted
- 2004-06-07 - Combined Section 8 (10-year)/Section 9 filed
- 2000-12-23 - Section 8 (6-year) accepted & Section 15 acknowledged
- 2000-09-18 - Section 8 (6-year) and Section 15 Filed
- 1994-11-15 - Registered - Principal Register
- 1994-08-23 - Published for opposition
- 1994-07-22 - Notice of publication
- 1994-03-22 - Approved for Pub - Principal Register (Initial exam)
- 1994-02-24 - Communication received from applicant
- 1993-08-26 - Non-final action mailed
- 1993-08-11 - Assigned To Examiner

**ATTORNEY/CORRESPONDENT INFORMATION**

**Attorney of Record**  
RONALD E. GREIGG

**Correspondent**  
RONALD E. GREIGG  
GREIGG & GREIGG PLLC  
1423 POWHATAN ST STE 1  
ALEXANDRIA VA 22314

Phone Number: 703-838-5500

Fax Number: 703-838-5554

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 797

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:47:52 ET

Serial Number: 74545401 Assignment Information

Registration Number: 1904289

Mark (words only): DIGICEIVER

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2005-02-16

Filing Date: 1994-07-05

Transformed into a National Application: No

Registration Date: 1995-07-11

Register: Principal

Law Office Assigned: LAW OFFICE 6

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 834 -Post Registration

Date In Location: 2005-02-16

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. International Communications Products

Address:  
International Communications Products  
4325 WOODLAND PARK DRIVE SUITE 101  
West Melbourne, FL 32904  
United States

Legal Entity Type: Corporation  
State or Country of Incorporation: Florida

---

GOODS AND/OR SERVICES

---

International Class: 009  
Class Status: Active  
programmable digital data communications receiver for multiple data modulation formats and data rates using a satellite link  
Basis: 1(a)  
First Use Date: 1993-09-27

**First Use in Commerce Date:** 1994-05-23

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

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2005-02-16 - First renewal 10 year

2005-02-16 - Section 8 (10-year) accepted/ Section 9 granted

2005-01-19 - Combined Section 8 (10-year)/Section 9 filed

2005-01-19 - TEAS Section 8 & 9 Received

2001-04-05 - Section 8 (6-year) accepted & Section 15 acknowledged

2000-12-08 - Section 8 (6-year) and Section 15 Filed

1995-07-11 - Registered - Principal Register

1995-04-18 - Published for opposition

1995-03-17 - Notice of publication

1994-11-30 - Approved for Pub - Principal Register (Initial exam)

1994-11-29 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

HENRY S. CALDWELL

**Correspondent**

HENRY S. CALDWELL  
INTERNATIONAL COMMUNICATIONS PRODUCTS  
4325 WOODLAND PARK DRIVE  
SUITE 101  
WEST MELBOURNE, FL 32904

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 798

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:48:01 ET

Serial Number: 74137353 Assignment Information

Registration Number: 1700274

Mark (words only): DIGITRAC

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-08-29

Filing Date: 1991-02-08

Transformed into a National Application: No

Registration Date: 1992-07-14

Register: Principal

Law Office Assigned: LAW OFFICE 6

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository.(Franconia)

Date In Location: 2002-09-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Magnetic Power Systems, Inc.

Address:  
Magnetic Power Systems, Inc.  
1626 Manufacturers Drive  
Fenton, MO 63026  
United States

Legal Entity Type: Corporation  
State or Country of Incorporation: Missouri

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
tension readout and control apparatus; namely, tension sensing devices and devices used for controlling tension on a moving web  
Basis: 1(a)  
First Use Date: 1989-09-11

**First Use in Commerce Date:** 1989-09-11

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2006-04-26 - Assignment Of Ownership Not Updated Automatically

2002-08-29 - First renewal 10 year

2002-08-29 - Section 8 (10-year) accepted/ Section 9 granted

2002-06-10 - Combined Section 8 (10-year)/Section 9 filed

2002-06-10 - PAPER RECEIVED

1997-11-06 - Section 8 (6-year) accepted &amp; Section 15 acknowledged

1997-10-20 - Section 8 (6-year) and Section 15 Filed

1992-07-14 - Registered - Principal Register

1992-04-21 - Published for opposition

1992-03-20 - Notice of publication

1991-11-22 - Approved for Pub - Principal Register (Initial exam)

1991-10-28 - Communication received from applicant

1991-06-26 - Non-final action mailed

1991-05-31 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

STEPHEN R MATTHEWS

**Correspondent**

STEPHEN R MATTHEWS

HAVERSTOCK, GARRETT &amp; ROBERTS

611 OLIVE STREET

ST. LOUIS, MO 63101





OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 799

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:48:10 ET**

**Serial Number:** 74177000 Assignment Information

**Registration Number:** 1810502

**Mark**



**(words only):** GOLDDISC COMPACT DIGITAL AUDIO

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2004-12-17

**Filing Date:** 1991-06-17

**Transformed into a National Application:** No

**Registration Date:** 1993-12-14

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 3

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 834 -Post Registration

**Date In Location:** 2004-12-17

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. TM Century, Inc.

**Address:**

TM Century, Inc.  
2002 Academy Lane  
Dallas, TX 75234  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

compact discs containing music recordings sold only for broadcast and/or public performance use

**Basis:** 1(a)

**First Use Date:** 1986-09-00

**First Use in Commerce Date:** 1986-09-00

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "COMPACT" and "DIGITAL AUDIO"

**Section 2(f)**

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2004-12-17 - First renewal 10 year

2004-12-17 - Section 8 (10-year) accepted/ Section 9 granted

2004-08-04 - Response received to Post Registration action - Sections 8 & 9

2004-07-12 - Post Registration action mailed Sections 8 & 9

2003-12-05 - Combined Section 8 (10-year)/Section 9 filed

2004-06-17 - FAX RECEIVED

2000-03-28 - Section 8 (6-year) accepted & Section 15 acknowledged

1999-12-07 - Section 8 (6-year) and Section 15 Filed

1993-12-14 - Registered - Principal Register

1992-08-25 - Published for opposition

1992-07-24 - Notice of publication

1992-05-13 - Approved for Pub - Principal Register (Initial exam)

1992-05-12 - Examiner's amendment mailed

1992-04-21 - Communication received from applicant

1991-11-18 - Non-final action mailed

1991-09-23 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

W. Kirk McCord

**Correspondent**

W. KIRK MCCORD  
PO BOX 835105  
RICHARDSON TX 75083

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 800

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:48:18 ET**

**Serial Number:** 74561362 Assignment Information

**Registration Number:** 1913155

**Mark (words only):** DIGITAL DYNAMICS

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2005-10-13

**Filing Date:** 1994-08-15

**Transformed into a National Application:** No

**Registration Date:** 1995-08-22

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 3

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 830 -Post Registration

**Date In Location:** 2005-10-13

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Digital Dynamics, Inc.

**Address:**

Digital Dynamics, Inc.  
5 VICTOR SQUARE  
Scotts Valley, CA 95066  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** California

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

computer hardware and manuals sold together therewith

**Basis:** 1(a)

**First Use Date:** 1975-12-31

**First Use in Commerce Date:** 1975-12-31

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL"

---

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

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**PROSECUTION HISTORY**

---

2005-10-13 - First renewal 10 year  
2005-10-13 - Section 8 (10-year) accepted/ Section 9 granted  
2005-10-12 - Assigned To Paralegal  
2005-08-12 - Combined Section 8 (10-year)/Section 9 filed  
2005-08-12 - PAPER RECEIVED  
2005-01-21 - TEAS Change Of Correspondence Received  
2003-07-16 - TEAS Change Of Correspondence Received  
2001-09-28 - Section 15 acknowledged  
2001-08-14 - Section 8 (6-year) and Section 15 Filed  
2001-07-27 - Section 8 (6-year) accepted  
2001-05-04 - Section 8 (6-year) filed  
1995-08-22 - Registered - Principal Register  
1995-05-30 - Published for opposition  
1995-04-28 - Notice of publication  
1995-01-28 - Approved for Pub - Principal Register (Initial exam)  
1995-01-23 - Examiner's amendment mailed  
1995-01-15 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**  
DARYL A. GAULT  
DIGITAL DYNAMICS  
5 VICTOR SQUARE



SCOTTS VALLEY, CA 95066

Phone Number: 650-833-2170

Fax Number: 650-833-2001

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 801

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:48:27 ET

Serial Number: 74700761 Assignment Information

Registration Number: 2276245

Mark



(words only): FACE UP DIGITAL

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-06-16

Filing Date: 1995-07-13

Transformed into a National Application: No

Registration Date: 1999-09-07

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-09-05

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. MINOLTA KABUSHIKI KAISHA (MINOLTA CO., LTD.)

**Address:**

MINOLTA KABUSHIKI KAISHA (MINOLTA CO., LTD.)  
Osaka Kokusai Building 3-13, 2-Chome, Azuchi-Machi  
Chuo-Ku, Osaka, 541  
Japan

**Legal Entity Type:** Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Section 8 - Cancelled  
optical scanners  
Basis: 1(a)  
First Use Date: 1999-04-12  
First Use in Commerce Date: 1999-04-12

ADDITIONAL INFORMATION

Disclaimer: "FACE-UP DIGITAL"

Design Search Code(s):  
20.05.01 - Bibles (closed); Books that are closed; Cook books (closed); Encyclopedias (closed)  
26.05.05 - Triangles made of broken or dotted lines  
26.05.09 - Triangles made of geometric figures, objects, humans, plants or animals  
26.05.21 - Triangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-05 - Case File In TICRS  
2006-06-16 - Canceled Section 8 (6-year)  
2005-01-13 - TEAS Change Of Correspondence Received  
1999-09-07 - Registered - Principal Register  
1999-06-22 - Allowed for Registration - Principal Register (SOU accepted)  
1999-06-21 - Assigned To Examiner  
1999-06-16 - Statement of use processing complete  
1999-06-15 - Extension 3 granted  
1999-05-12 - Amendment to Use filed  
1999-05-12 - Extension 3 filed  
1998-10-21 - Extension 2 granted  
1998-10-05 - Extension 2 filed

1998-06-12 - Extension 1 granted  
1998-05-12 - Extension 1 filed  
1997-11-25 - Notice of allowance - mailed  
1997-09-02 - Published for opposition  
1997-08-01 - Notice of publication  
1997-06-13 - Approved for Pub - Principal Register (Initial exam)  
1997-04-21 - Communication received from applicant  
1996-10-25 - Final refusal mailed  
1996-08-02 - Communication received from applicant  
1996-02-05 - Non-final action mailed  
1996-01-24 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

COLLEEN C BUTLER

**Correspondent**

Nanette M. Norton  
Brinks Hofer Gilson & Lione  
P.O. Box 10395  
Chicago IL 60610  
Phone Number: 312-321-4200  
Fax Number: 312-321-4299

**Domestic Representative**

WILLIAN BRINKS HOFER GILSON &amp; LIONE

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT **802**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:48:43 ET

Serial Number: 74403143 Assignment Information

Registration Number: 1867544

Mark



(words only): DDS 2 DIGITAL DATA STORAGE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-11-02

Filing Date: 1993-06-21

Transformed into a National Application: No

Registration Date: 1994-12-13

Register: Principal

Law Office Assigned: LAW OFFICE 13

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-11-05

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

1. Sony Corporation

Address:  
Sony Corporation  
6-7-35 KITASHINAGAWA, SHINAGAWA-KU  
Tokyo 141  
Japan  
Legal Entity Type: Corporation

**State or Country of Incorporation:** Japan

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

blank tapes for use of storage of computer data and/or sound data

**Basis:** 1(a)

**First Use Date:** 1993-08-01

**First Use in Commerce Date:** 1993-08-01

---

**ADDITIONAL INFORMATION**

---

**Disclaimer:** "DIGITAL DATA STORAGE"

**Design Search Code(s):**

**26.01.06** - Circles, semi; Semi-circles

**26.01.21** - Circles that are totally or partially shaded.

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2004-11-02 - First renewal 10 year

2004-11-02 - Section 8 (10-year) accepted/ Section 9 granted

2004-09-20 - Combined Section 8 (10-year)/Section 9 filed

2004-09-20 - PAPER RECEIVED

2001-02-17 - Section 8 (6-year) accepted & Section 15 acknowledged

2000-10-12 - Section 8 (6-year) and Section 15 Filed

1994-12-13 - Registered - Principal Register

1994-08-22 - Allowed for Registration - Principal Register (SOU accepted)

1994-08-04 - Statement of use processing complete

1994-06-29 - Amendment to Use filed

1994-05-03 - Notice of allowance - mailed

1994-02-08 - Published for opposition

1994-01-07 - Notice of publication



1993-11-29 - Approved for Pub - Principal Register (Initial exam)

1993-11-09 - Examiner's amendment mailed

1993-10-22 - Assigned To Examiner

1993-10-19 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Robert B.G. Horowitz

**Correspondent**

ROBERT B.G. HOROWITZ

COOPER & DUNHAM

1185 AVENUE OF THE AMERICAS

NEW YORK, NY 10036

**Domestic Representative**

Robert B.G. Horowitz

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT **803**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:50:11 ET

Serial Number: 74381257 Assignment Information

Registration Number: 1854510

Mark (words only): DIGIFLEX

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-10-10

Filing Date: 1993-04-21

Transformed into a National Application: No

Registration Date: 1994-09-20

Register: Principal

Law Office Assigned: LAW OFFICE 4

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-10-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. S.F. Marketing Inc.

Address:  
S.F. Marketing Inc.  
6161 Cypihot Street  
St-Laurent, Quebec H4S 1R3  
Canada  
Legal Entity Type: Corporation  
State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
speaker cables, video cables, microphone cables, and musical instrument cables  
Basis: 44(e)  
First Use Date: (DATE NOT AVAILABLE)  
First Use in Commerce Date: (DATE NOT AVAILABLE)

**ADDITIONAL INFORMATION**

**Foreign Registration Number:** TMA318,095  
**Foreign Registration Date:** 1986-09-05  
**Country:** Canada  
**Foreign Expiration Date:** 2001-09-05

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

2004-10-10 - First renewal 10 year  
2004-10-10 - Section 8 (10-year) accepted/ Section 9 granted  
2004-08-31 - Combined Section 8 (10-year)/Section 9 filed  
2004-08-31 - Combined Section 8 (10-year)/Section 9 filed  
2004-08-31 - PAPER RECEIVED  
2000-11-08 - Section 8 (6-year) accepted & Section 15 acknowledged  
2000-08-18 - Section 8 (6-year) and Section 15 Filed  
1994-09-20 - Registered - Principal Register  
1994-06-28 - Published for opposition  
1994-05-27 - Notice of publication  
1994-03-25 - Approved for Pub - Principal Register (Initial exam)  
1994-03-25 - Assigned To Examiner  
1994-02-16 - Communication received from applicant  
1993-08-23 - Non-final action mailed  
1993-08-03 - Assigned To Examiner

**ATTORNEY/CORRESPONDENT INFORMATION**

**Attorney of Record**  
MARK B. HARRISON

**Correspondent**  
MARK B. HARRISON

VENABLE LLP  
575 7TH STREET, N.W.  
WASHINGTON DC 20004

**Domestic Representative**  
VENABLE LLP

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
|                         | )               |
| Applicant               | )               |

EXHIBIT 804

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:50:24 ET

Serial Number: 74658503 Assignment Information

Registration Number: 1956484

Mark (words only): DIGITALES

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-11-18

Filing Date: 1995-04-10

Transformed into a National Application: No

Registration Date: 1996-02-13

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-08-18

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. UBISOFT, INC.

Address:  
UBISOFT, INC.  
625 THIRD STREET  
SAN FRANCISCO, CA 94107  
United States  
Legal Entity Type: Corporation  
State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Section 8 - Cancelled  
children stories on CD-ROMs, and instruction books and manuals sold therewith  
Basis: 1(a)  
First Use Date: 1995-01-06  
First Use in Commerce Date: 1995-01-06

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2006-11-18 - Canceled Section 8 (10-year)/Expired Section 9

2006-08-18 - Case File In TICRS

2002-05-02 - Section 8 (6-year) accepted & Section 15 acknowledged

2002-02-13 - Section 8 (6-year) and Section 15 Filed

1996-02-13 - Registered - Principal Register

1995-11-21 - Published for opposition

1995-10-20 - Notice of publication

1995-08-28 - Approved for Pub - Principal Register (Initial exam)

1995-08-27 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
Lawrence J. Siskind

**Correspondent**  
LAWRENCE J. SISKIND  
HARVEY SISKINF JACOBS LLP  
3 EMBARCADERO CTR FL 10  
SAN FRANCISCO CA 94111

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OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 805

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:52:28 ET

Serial Number: 74321362 Assignment Information

Registration Number: 1847263

Mark



(words only): DIGITAL BETACAM

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-09-08

Filing Date: 1992-10-09

Transformed into a National Application: No

Registration Date: 1994-07-26

Register: Principal

Law Office Assigned: LAW OFFICE 6

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-10

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Sony Corporation

Address:

Sony Corporation  
6-7-35 Kitashinagawa Shinagawa-ku  
Tokyo 141  
Japan

Legal Entity Type: Corporation

**State or Country of Incorporation:** Japan

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

video tape player/recorder, combination video camera and video tape recorder; unrecorded video tapes

**Basis:** 1(a)

**First Use Date:** 1993-03-01

**First Use in Commerce Date:** 1993-03-01

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL"

**Design Search Code(s):**

26.11.21 - Rectangles that are completely or partially shaded

**Prior Registration Number(s):**

1343852

1430024

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

2004-09-08 - First renewal 10 year

2004-09-08 - Section 8 (10-year) accepted/ Section 9 granted

2004-07-12 - Combined Section 8 (10-year)/Section 9 filed

2000-09-28 - Section 8 (6-year) accepted & Section 15 acknowledged

2000-06-21 - Section 8 (6-year) and Section 15 Filed

1994-07-26 - Registered - Principal Register

1994-04-29 - Allowed for Registration - Principal Register (SOU accepted)

1994-04-22 - Assigned To Examiner

1994-04-04 - Statement of use processing complete

1994-02-25 - Amendment to Use filed

1993-09-28 - Notice of allowance - mailed

1993-07-06 - Published for opposition

1993-06-04 - Notice of publication  
1993-03-30 - Approved for Pub - Principal Register (Initial exam)  
1993-03-11 - Communication received from applicant  
1993-02-09 - Non-final action mailed  
1992-11-02 - Communication received from applicant  
1992-12-16 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Robert B.G. Horowitz

**Correspondent**

ROBERT B.G. HOROWITZ  
COOPER & DUNHAM  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036

**Domestic Representative**

Robert B.G. Horowitz

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 806

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:52:40 ET**

**Serial Number:** 74341763 Assignment Information

**Registration Number:** 1785391

**Mark (words only):** DIGIDESIGN

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2003-04-05

**Filing Date:** 1992-12-21

**Transformed into a National Application:** No

**Registration Date:** 1993-08-03

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 3

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2003-04-09

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. AVID TECHNOLOGY, INC.

**Address:**

AVID TECHNOLOGY, INC.

ONE PARK WEST

TEWKSBURY, MA 01876

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

audio production equipment; namely, computer hardware and computer programs for audio production

**Basis:** 1(a)

**First Use Date:** 1986-08-29

**First Use in Commerce Date:** 1986-08-29

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2005-10-28 - TEAS Change Of Correspondence Received  
2004-10-04 - TEAS Change Of Correspondence Received  
2003-04-05 - First renewal 10 year  
2003-04-05 - Section 8 (10-year) accepted/ Section 9 granted  
2003-01-29 - Combined Section 8 (10-year)/Section 9 filed  
2003-01-29 - PAPER RECEIVED  
1999-03-07 - Section 8 (6-year) accepted & Section 15 acknowledged  
1998-10-26 - Section 8 (6-year) and Section 15 Filed  
1993-08-03 - Registered - Principal Register  
1993-05-11 - Published for opposition  
1993-04-09 - Notice of publication  
1993-03-08 - Approved for Pub - Principal Register (Initial exam)

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
CAROL E. KAZMER

**Correspondent**  
Avid Technology, Inc.  
Attn: Trademark Administrator  
One Park West  
Tewksbury MA 01876  
Phone Number: 9786406789  
Fax Number: 9788517216

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT **801**

TO APPLICANT'S NOTICE OF RELIANCE



**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:52:51 ET**

**Serial Number:** 74465941 Assignment Information

**Registration Number:** 1868107

**Mark (words only):** DIGITAL VISC ALERT

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2004-08-19

**Filing Date:** 1993-12-03

**Transformed into a National Application:** No

**Registration Date:** 1994-12-20

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 3

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2004-08-23

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. ROCKWELL AUTOMATION, INC.

**Address:**  
ROCKWELL AUTOMATION, INC.  
1201 SOUTH SECOND STREET LEGAL DEPARTMENT  
MILWAUKEE, WI 532042496  
United States

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Active  
viscosity measurement instrument for use to test industrial lubricants and hydraulic fluids  
**Basis:** 1(a)  
**First Use Date:** 1993-11-08  
**First Use in Commerce Date:** 1993-11-08

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL VISC"

---

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

---

**PROSECUTION HISTORY**

---

2004-08-19 - First renewal 10 year

2004-08-19 - Section 8 (10-year) accepted/ Section 9 granted

2004-06-11 - Combined Section 8 (10-year)/Section 9 filed

2004-06-11 - TEAS Change Of Correspondence Received

2004-06-11 - TEAS Section 8 & 9 Received

2000-07-12 - Section 8 (6-year) accepted & Section 15 acknowledged

2000-05-03 - Section 8 (6-year) and Section 15 Filed

1994-12-20 - Registered - Principal Register

1994-09-27 - Published for opposition

1994-08-26 - Notice of publication

1994-05-27 - Approved for Pub - Principal Register (Initial exam)

1994-05-25 - Examiner's amendment mailed

1994-05-25 - Assigned To Examiner

1994-05-11 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

ALEXANDER M. GERASIMOW,

**Correspondent**

ALEXANDER M. GERASIMOW,  
ROCKWELL AUTOMATION, INC.  
LEGAL DEPARTMENT  
1201 SOUTH SECOND STREET  
MILWAUKEE WI 53204-2496  
Phone Number: (414) 382-5885

Fax Number: (414) 382-3900

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 808

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:53:01 ET

Serial Number: 74406746 Assignment Information

Registration Number: 1890455

Mark (words only): DIGITORQUE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-07-29

Filing Date: 1993-06-28

Transformed into a National Application: No

Registration Date: 1995-04-18

Register: Principal

Law Office Assigned: LAW OFFICE 9

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-08-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Automation Technology Inc.

Address:  
Automation Technology Inc.  
1900 Troy Street  
Dayton, OH 45404  
United States  
Legal Entity Type: Corporation  
State or Country of Incorporation: Ohio

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
electric motor test instruments  
Basis: 1(a)  
First Use Date: 1994-05-05  
First Use in Commerce Date: 1994-05-05

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

2004-07-29 - First renewal 10 year  
2004-07-29 - Section 8 (10-year) accepted/ Section 9 granted  
2004-06-01 - Combined Section 8 (10-year)/Section 9 filed  
2000-10-05 - Section 8 (6-year) accepted & Section 15 acknowledged  
2000-06-22 - Section 8 (6-year) and Section 15 Filed  
1995-04-18 - Registered - Principal Register  
1994-12-12 - Allowed for Registration - Principal Register (SOU accepted)  
1994-12-12 - Assigned To Examiner  
1994-12-05 - Statement of use processing complete  
1994-10-24 - Amendment to Use filed  
1994-05-10 - Notice of allowance - mailed  
1994-02-15 - Published for opposition  
1994-01-14 - Notice of publication  
1993-12-20 - Approved for Pub - Principal Register (Initial exam)  
1993-12-15 - Examiner's amendment mailed  
1993-11-29 - Communication received from applicant  
1993-10-22 - Non-final action mailed  
1993-10-04 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
MATTHEW R JENKINS

**Correspondent**

MATTHEW R JENKINS  
JACOX MECKSTROTH & JENKINS  
2310 FAR HILLS BLDG  
DAYTON OH 45419 1575

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 809

TO APPLICANT'S NOTICE OF RELIANCE



**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:53:11 ET**

**Serial Number:** 74341808 Assignment Information

**Registration Number:** 1852959

**Mark (words only):** DIGITAL SPARKLE

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2004-07-26

**Filing Date:** 1992-12-21

**Transformed into a National Application:** No

**Registration Date:** 1994-09-06

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 3

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2004-07-27

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Sony Corporation

**Address:**

Sony Corporation  
7-35 Kitashinagawa 6-chome Shinagawa-ku  
Tokyo  
Japan

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Japan

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

digital video effect machines for professional use

**Basis:** 1(a)

**First Use Date:** 1993-04-30

**First Use in Commerce Date:** 1993-04-30

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "DIGITAL"

---

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

2004-07-26 - First renewal 10 year

2004-07-26 - Section 8 (10-year) accepted/ Section 9 granted

2004-05-17 - Combined Section 8 (10-year)/Section 9 filed

2000-11-20 - Section 8 (6-year) accepted & Section 15 acknowledged

2000-08-24 - Section 8 (6-year) and Section 15 Filed

1994-09-06 - Registered - Principal Register

1994-05-24 - Allowed for Registration - Principal Register (SOU accepted)

1994-05-24 - Assigned To Examiner

1994-05-20 - Statement of use processing complete

1994-04-11 - Amendment to Use filed

1993-10-19 - Notice of allowance - mailed

1993-07-27 - Published for opposition

1993-06-25 - Notice of publication

1993-05-06 - Approved for Pub - Principal Register (Initial exam)

1993-04-12 - Communication received from applicant

1993-03-15 - Non-final action mailed

1993-03-05 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
Robert B.G. Horowitz

**Correspondent**

ROBERT B.G. HOROWITZ  
COOPER & DUNHAM, LLP  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036

**Domestic Representative**

Robert B.G. Horowitz

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 810

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:53:22 ET

Serial Number: 74267459 Assignment Information

Registration Number: 1860275

Mark (words only): COMTOR-DIGITAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-07-24

Filing Date: 1992-04-20

Transformed into a National Application: No

Registration Date: 1994-10-25

Register: Principal

Law Office Assigned: LAW OFFICE 3

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-07-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. COMTORGAGE CORPORATION

Address:  
COMTORGAGE CORPORATION  
58 N.S. INDUSTRIAL DRIVE  
Slatersville, RI 02876  
United States

Legal Entity Type: Corporation  
State or Country of Incorporation: Rhode Island

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
measuring gage for integrated electronic readout  
Basis: 1(a)  
First Use Date: 1993-04-27  
First Use in Commerce Date: 1993-04-27

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**ADDITIONAL INFORMATION**

---

**Prior Registration Number(s):**

406472

1256673

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

2004-07-24 - First renewal 10 year

2004-07-24 - Section 8 (10-year) accepted/ Section 9 granted

2004-05-20 - Combined Section 8 (10-year)/Section 9 filed

2001-02-14 - Section 8 (6-year) accepted &amp; Section 15 acknowledged

2000-10-11 - Section 8 (6-year) and Section 15 Filed

1994-10-25 - Registered - Principal Register

1994-07-15 - Allowed for Registration - Principal Register (SOU accepted)

1994-07-14 - Assigned To Examiner

1994-07-12 - Statement of use processing complete

1994-06-07 - Amendment to Use filed

1994-02-02 - Extension 2 granted

1993-12-14 - Extension 2 filed

1993-06-24 - Extension 1 granted

1993-05-03 - Extension 1 filed

1992-12-15 - Notice of allowance - mailed

1992-09-22 - Published for opposition

1992-08-21 - Notice of publication

1992-07-15 - Approved for Pub - Principal Register (Initial exam)

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
ELLIOT A. SALTER

**Correspondent**  
ELLIOT A. SALTER  
SALTER & MICHAELSON  
321 S MAIN ST  
PROVIDENCE RI 02903-7128

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
|                         | ) |               |
| Applicant               | ) |               |

EXHIBIT 81

TO APPLICANT'S NOTICE OF RELIANCE



Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:53:32 ET

Serial Number: 74316380 Assignment Information

Registration Number: 1841228

Mark



(words only): DDS DIGITAL DATA STORAGE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-07-21

Filing Date: 1992-09-23

Transformed into a National Application: No

Registration Date: 1994-06-21

Register: Principal

Law Office Assigned: LAW OFFICE 13

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-07-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Sony Corporation

Address:  
Sony Corporation  
6-7-35 Kitashinagawa  
Shinagawa-ku, Tokyo 141  
Japan  
Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
blank tapes for use of storage of computer data and/or sound data  
Basis: 1(a)  
First Use Date: 1992-10-01  
First Use in Commerce Date: 1992-10-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL DATA STORAGE"

Design Search Code(s):  
26.11.13 - Rectangles (exactly two rectangles); Two rectangles  
26.11.14 - Rectangles (three or more rectangles); Three or more rectangles  
26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-07-21 - First renewal 10 year  
2004-07-21 - Section 8 (10-year) accepted/ Section 9 granted  
2004-05-17 - Combined Section 8 (10-year)/Section 9 filed  
2000-09-08 - Section 8 (6-year) accepted & Section 15 acknowledged  
2000-05-30 - Section 8 (6-year) and Section 15 Filed  
1994-06-21 - Registered - Principal Register  
1994-03-21 - Allowed for Registration - Principal Register (SOU accepted)  
1994-02-22 - Statement of use processing complete  
1993-12-27 - Amendment to Use filed  
1993-11-09 - Notice of allowance - mailed  
1993-08-17 - Published for opposition  
1993-07-16 - Notice of publication  
1993-05-28 - Approved for Pub - Principal Register (Initial exam)

1993-05-20 - Communication received from applicant

1993-04-16 - Non-final action mailed

1993-03-08 - Communication received from applicant

1993-01-26 - Non-final action mailed

1993-01-08 - Assigned To Examiner

1992-12-15 - Assigned To Examiner

1992-12-03 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Robert B.G. Horowitz

**Correspondent**

ROBERT B.G. HOROWITZ

COOPER & DUNHAM LLP

1185 AVENUE OF THE AMERICAS

NEW YORK, NY 10036

**Domestic Representative**

Robert B.G. Horowitz

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 812

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:53:44 ET

Serial Number: 74381373 Assignment Information

Registration Number: 1837284

Mark (words only): DIGITAL AUDIO MASTER DISC

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-06-16

Filing Date: 1993-04-21

Transformed into a National Application: No

Registration Date: 1994-05-17

Register: Supplemental

Law Office Assigned: LAW OFFICE 6

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-06-17

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LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Sony Corporation

Address:  
Sony Corporation  
7-35 Kitashinagawa 6-chome Shinagawa-ku  
Tokyo 141  
Japan  
Legal Entity Type: Corporation  
State or Country of Incorporation: Japan

---

GOODS AND/OR SERVICES

---

International Class: 009  
Class Status: Active  
magnetic optical disc recorders and blank discs therefor  
Basis: 1(a)  
First Use Date: 1993-10-01  
First Use in Commerce Date: 1993-10-01

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "DISC"

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

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**PROSECUTION HISTORY**

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2004-06-16 - First renewal 10 year

2004-06-16 - Section 8 (10-year) accepted/ Section 9 granted

2004-04-15 - Combined Section 8 (10-year)/Section 9 filed

2004-04-15 - Combined Section 8 (10-year)/Section 9 filed

2000-08-03 - Section 8 (6-year) accepted

2000-05-11 - Section 8 (6-year) filed

1994-05-17 - Registered - Supplemental Register

1994-03-02 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

1994-03-02 - Amendment to Use approved

1994-01-18 - Communication received from applicant

1994-02-25 - Amendment to use processing complete

1994-01-18 - Amendment to Use filed

1993-05-07 - Unresponsive/Duplicate Paper Received

1993-07-16 - Non-final action mailed

1993-07-13 - Assigned To Examiner

---

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
ROBERT B.G. HOROWITZ

**Correspondent**  
ROBERT B.G. HOROWITZ  
COOPER & DUNHAM  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036

**Domestic Representative**  
ROBERT B.G. HOROWITZ ESQ

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 813

TO APPLICANT'S NOTICE OF RELIANCE



Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:54:16 ET

Serial Number: 74143240 Assignment Information

Registration Number: 1688542

Mark (words only): DIGITALMICROGRAPH

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2003-03-08

Filing Date: 1991-02-28

Transformed into a National Application: No

Registration Date: 1992-05-19

Register: Supplemental

Law Office Assigned: LAW OFFICE 6

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-03-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. ROPER HOLDINGS, INC.

Address:  
ROPER HOLDINGS, INC.  
300 DELAWARE AVENUE, SUITE 1704  
WILMINGTON, DE 19801  
United States  
Legal Entity Type: Corporation  
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
digital micrograph software  
Basis: 1(a)  
First Use Date: 1990-08-12  
First Use in Commerce Date: 1990-08-12

**ADDITIONAL INFORMATION**

(NOT AVAILABLE)

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

- 2003-03-08 - First renewal 10 year
- 2003-03-08 - Section 8 (10-year) accepted/ Section 9 granted
- 2003-02-06 - Post Registration action mailed Sections 8 & 9
- 2002-10-04 - Post Registration action correction
- 2002-09-09 - Response received to Post Registration action - Sections 8 & 9
- 2002-09-09 - PAPER RECEIVED
- 2002-04-15 - Post Registration action mailed Sections 8 & 9
- 2002-02-13 - Combined Section 8 (10-year)/Section 9 filed
- 1998-08-07 - Section 8 (6-year) accepted
- 1998-05-20 - Section 8 (6-year) filed
- 1992-05-19 - Registered - Supplemental Register
- 1992-03-06 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 1991-12-09 - Communication received from applicant
- 1991-11-25 - Final refusal mailed
- 1991-10-15 - Communication received from applicant
- 1991-08-06 - Non-final action mailed

**ATTORNEY/CORRESPONDENT INFORMATION**

**Attorney of Record**  
KIMBERLY GAMBREL

**Correspondent**  
KIMBERLY GAMBREL  
KILLWORTH GOTTMAN HAGAN & SCHAEFF LLP

1 DAYTON CENTRE  
1 S MAIN ST STE 500  
DAYTON OH 45402-2023

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 814

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:54:26 ET**

**Serial Number:** 74486555 Assignment Information

**Registration Number:** 2161155

**Mark (words only):** DIGITAL STOCK

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2004-07-08

**Filing Date:** 1994-02-04

**Transformed into a National Application:** No

**Registration Date:** 1998-06-02

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2004-07-12

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. CORBIS CORPORATION

**Address:**

CORBIS CORPORATION  
Suite 200, 710 Second Avenue  
SEATTLE, WA 98104  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Washington

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

pre-recorded CD-ROM discs containing a collection of commercial quality photographic images

**Basis:** 1(a)

**First Use Date:** 1993-03-00

**First Use in Commerce Date:** 1993-03-00

---

**ADDITIONAL INFORMATION**

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**Disclaimer:** "STOCK"

**Section 2(f)**

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2004-07-08 - Section 8 (6-year) accepted & Section 15 acknowledged

2004-04-26 - Section 8 (6-year) and Section 15 Filed

2004-04-26 - TEAS Section 8 & 15 Received

1998-06-02 - Registered - Principal Register

1997-08-25 - Extension Of Time To Oppose Received

1997-07-29 - Published for opposition

1997-06-27 - Notice of publication

1997-05-21 - Approved for Pub - Principal Register (Initial exam)

1997-05-02 - Examiner's amendment mailed

1997-03-11 - Communication received from applicant

1997-02-24 - Communication received from applicant

1997-02-20 - Continuation of final refusal mailed

1996-10-21 - Communication received from applicant

1996-02-09 - Unresponsive/Duplicate Paper Received

1996-04-15 - Non-final action mailed

1996-02-09 - Communication received from applicant

1995-08-07 - Non-final action mailed

1995-07-10 - Communication received from applicant

1995-02-01 - Final refusal mailed

1994-09-22 - Communication received from applicant

1994-08-22 - Non-final action mailed

1994-07-25 - Assigned To Examiner

1994-07-12 - Assigned To Examiner

1994-07-08 - Letter of Protest accepted

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
Susan M. Daly

**Correspondent**  
Susan M. Daly  
Greenberg Traurig  
Suite 700, 2375 East Camelback Road  
Phoenix, AZ 85016

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 815

TO APPLICANT'S NOTICE OF RELIANCE



Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:54:39 ET

Serial Number: 74285451 Assignment Information

Registration Number: 1827922

Mark (words only): HIGH DEFINITION COMPATIBLE DIGITAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-05-03

Filing Date: 1992-06-15

Transformed into a National Application: No

Registration Date: 1994-03-22

Register: Supplemental

Law Office Assigned: LAW OFFICE 4

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MICROSOFT CORPORATION

Address:  
MICROSOFT CORPORATION  
ONE MICROSOFT WAY  
REDMOND, WA 98052  
United States

Legal Entity Type: Corporation  
State or Country of Incorporation: Washington

GOODS AND/OR SERVICES

International Class: 009  
Class Status: Active  
sound recording and playback equipment; namely, integrated circuit chips, analog-to-digital encoders, digital-to-analog decoders, compact disc players and digital audio tape players and recorders, and pre-recorded compact discs and digital audio tapes featuring music  
Basis: 1(a)

**First Use Date:** 1992-10-15

**First Use in Commerce Date:** 1992-10-15

**ADDITIONAL INFORMATION**

**Disclaimer:** "DIGITAL"

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

- 2006-12-28 - TEAS Change Of Correspondence Received
- 2004-05-03 - First renewal 10 year
- 2004-05-03 - Section 8 (10-year) accepted/ Section 9 granted
- 2004-03-23 - Combined Section 8 (10-year)/Section 9 filed
- 2004-03-23 - TEAS Section 8 & 9 Received
- 1999-10-07 - Section 8 (6-year) accepted
- 1999-06-10 - Section 8 (6-year) and Section 15 Filed
- 1998-12-16 - Cancellation terminated for Proceeding
- 1998-12-16 - Cancellation dismissed for Proceeding
- 1994-12-15 - Cancellation Instituted No. 999999
- 1994-03-22 - Registered - Supplemental Register
- 1993-10-28 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 1993-10-07 - Communication received from applicant
- 1993-09-21 - Non-final action mailed
- 1993-09-14 - Assigned To Examiner
- 1993-06-21 - Communication received from applicant
- 1993-06-30 - Non-final action mailed
- 1993-06-22 - Amendment to Use approved
- 1993-05-27 - Communication received from applicant
- 1993-06-03 - Amendment to use processing complete

1993-05-27 - Amendment to Use filed  
1993-05-19 - Non-final action mailed  
1993-03-22 - Communication received from applicant  
1992-09-30 - Non-final action mailed  
1992-08-31 - Assigned To Examiner  
1992-08-25 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

WILLIAM O. FERRON, JR.

**Correspondent**

William O. Ferron, Jr.  
Seed IP Law Group PLLC  
Suite 5400  
701 Fifth Avenue  
Seattle WA 98104  
Phone Number: 206-622-4900  
Fax Number: 206-682-6031

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 816

TO APPLICANT'S NOTICE OF RELIANCE

**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:54:48 ET**

**Serial Number:** 74537870 Assignment Information

**Registration Number:** 2000270

**Mark (words only):** DIGICAL

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2002-05-23

**Filing Date:** 1994-06-15

**Transformed into a National Application:** No

**Registration Date:** 1996-09-10

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 109

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 40S -Scanning On Demand

**Date In Location:** 2006-06-29

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#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. HERAEUS ELECTRO-NITE INTERNATIONAL N.V.

**Address:**

HERAEUS ELECTRO-NITE INTERNATIONAL N.V.

CENTRIUM ZUID 1105

HOUTHALEN 3530

Belgium

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Belgium

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Active

electronic testing device which tests the measuring equipment which measures properties of molten metal

**Basis:** 1(a)

**First Use Date:** 1994-10-07

**First Use in Commerce Date:** 1994-10-07

**ADDITIONAL INFORMATION**

(NOT AVAILABLE)

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

- 2006-06-29 - Case File In TICSRS
- 2002-05-23 - Section 8 (6-year) accepted & Section 15 acknowledged
- 2002-03-29 - Section 8 (6-year) and Section 15 Filed
- 1997-06-12 - Section 7 correction issued
- 1996-10-11 - Section 7 amendment filed
- 1996-09-10 - Registered - Principal Register
- 1996-07-02 - Allowed for Registration - Principal Register (SOU accepted)
- 1996-06-18 - Statement of use processing complete
- 1996-06-18 - Extension 1 granted
- 1996-01-31 - Amendment to Use filed
- 1996-01-31 - Extension 1 filed
- 1995-08-15 - Notice of allowance - mailed
- 1995-05-23 - Published for opposition
- 1995-04-21 - Notice of publication
- 1995-01-03 - Approved for Pub - Principal Register (Initial exam)
- 1994-12-19 - Examiner's amendment mailed
- 1994-12-08 - Assigned To Examiner

**ATTORNEY/CORRESPONDENT INFORMATION**

**Attorney of Record**  
IRENE SEGAL AYERS

**Correspondent**

IRENE SEGAL AYERS  
AKIN GUMP STRAUSS HAUER & FELD, LLP  
ONE COMERCE SQUARE  
2005 MARKET STREET, STE 2200  
PHILADELPHIA, PA 19103

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 817

TO APPLICANT'S NOTICE OF RELIANCE



Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:54:57 ET

Serial Number: 74655746 Assignment Information

Registration Number: 2193984

Mark



(words only): DIGI CONNECTS

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2004-05-08

Filing Date: 1995-04-04

Transformed into a National Application: No

Registration Date: 1998-10-06

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-05-12

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Digi International Inc.

**Address:**  
Digi International Inc.  
11001 BREN ROAD EAST  
MINNETONKA, MN 55343  
United States  
**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009

**Class Status:** Active

computer hardware and software for data communications and hardware and software designed to operate with data communications products

**Basis:** 1(a)

**First Use Date:** 1995-12-01

**First Use in Commerce Date:** 1995-12-01

---

**ADDITIONAL INFORMATION**

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**Design Search Code(s):**

**26.11.21** - Rectangles that are completely or partially shaded

**26.13.21** - Quadrilaterals that are completely or partially shaded

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2004-05-08 - Section 8 (6-year) accepted & Section 15 acknowledged

2004-03-18 - Section 8 (6-year) and Section 15 Filed

1998-10-06 - Registered - Principal Register

1998-07-28 - Allowed for Registration - Principal Register (SOU accepted)

1998-04-02 - Assigned To Examiner

1998-03-23 - Statement of use processing complete

1998-02-10 - Amendment to Use filed

1997-09-03 - Extension 3 granted

1997-08-14 - Extension 3 filed

1997-03-24 - Extension 2 granted

1997-02-19 - Extension 2 filed

1996-11-08 - Extension 1 granted

1996-08-20 - Extension 1 filed

1996-02-20 - Notice of allowance - mailed

1995-11-28 - Published for opposition

1995-10-27 - Notice of publication

1995-09-20 - Approved for Pub - Principal Register (Initial exam)

1995-09-08 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**

MARSHA STOLT,  
FISH y RICHARDSON, P.C.,P.A.  
3300 DAIN RAUSCHER PLAZA  
60 SOUTH SIXTH STREET  
MINNEAPOLIS, MN 55402

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 818

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 13:55:09 ET

Serial Number: 74246751 Assignment Information

Registration Number: 1819702

Mark

# Digital Express

(words only): DIGITAL EXPRESS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-03-26

Filing Date: 1992-02-18

Transformed into a National Application: No

Registration Date: 1994-02-08

Register: Principal

Law Office Assigned: LAW OFFICE 6

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-03-29

---

## LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DICTAPHONE CORPORATION

**Address:**  
DICTAPHONE CORPORATION  
3191 BROADBRIDGE AVENUE  
Stratford, CT 06614-255  
United States  
**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

**GOODS AND/OR SERVICES**

**International Class:** 009

**Class Status:** Active

voice processing system comprised of recording and transcribing apparatus

**Basis:** 1(a)

**First Use Date:** 1987-05-01

**First Use in Commerce Date:** 1987-05-01

**ADDITIONAL INFORMATION**

**Disclaimer:** "DIGITAL"

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

**PROSECUTION HISTORY**

2006-06-28 - Assignment Of Ownership Not Updated Automatically

2006-04-12 - Assignment Of Ownership Not Updated Automatically

2004-03-26 - First renewal 10 year

2004-03-26 - Section 8 (10-year) accepted/ Section 9 granted

2004-02-09 - Combined Section 8 (10-year)/Section 9 filed

2004-01-19 - TEAS Change Of Correspondence Received

2003-05-27 - PAPER RECEIVED

2000-06-27 - Section 8 (6-year) accepted & Section 15 acknowledged

2000-04-07 - Section 8 (6-year) and Section 15 Filed

1994-02-08 - Registered - Principal Register

1993-11-16 - Published for opposition

1993-10-15 - Notice of publication

1993-09-10 - Approved for Pub - Principal Register (Initial exam)

1993-08-17 - Communication received from applicant

1993-06-15 - Non-final action mailed

Latest Status Info

1992-11-20 - Letter of suspension mailed

1992-11-02 - Communication received from applicant

1992-05-18 - Non-final action mailed

1992-04-28 - Assigned To Examiner

---

ATTORNEY/CORRESPONDENT INFORMATION

---

**Attorney of Record**

ALLEN A. MEYER, JR.. ESQ.

**Correspondent**

Anthony L. Meola, Esq.  
Howrey Simon Arnold & White, LLP  
Box 34  
1299 Pennsylvania Avenue, N.W.  
Washington DC 20004-2402  
Phone Number: (202) 783-0800  
Fax Number: (202) 383-6610

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |                 |
|-------------------------|-----------------|
| DIGI INTERNATIONAL INC. | ) MARK: DIGIPOS |
|                         | )               |
| Opposer                 | )               |
|                         | )               |
| v.                      | )               |
|                         | )               |
| DIGIPOS SYSTEMS INC.    | )               |
| Applicant               | )               |

EXHIBIT 819

TO APPLICANT'S NOTICE OF RELIANCE



**Thank you for your request. Here are the latest results from the TARR web server.**

**This page was generated by the TARR system on 2007-01-16 13:55:19 ET**

**Serial Number:** 74452820 Assignment Information

**Registration Number:** 1928598

**Mark (words only):** DIGIWARE

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2006-07-22

**Filing Date:** 1993-11-01

**Transformed into a National Application:** No

**Registration Date:** 1995-10-17

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov**

**Current Location:** 900 -File Repository (Franconia)

**Date In Location:** 2002-04-19

---

#### LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. DIGISONIX, INC.

**Address:**

DIGISONIX, INC.

1801 Hwy. 51-138

Stoughton, WI 535890428

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Wisconsin

---

#### GOODS AND/OR SERVICES

---

**International Class:** 009

**Class Status:** Section 8 - Cancelled

hardware and software for development and operation of active control systems

**Basis:** 1(a)

**First Use Date:** 1993-11-24

**First Use in Commerce Date:** 1993-11-24

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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- 2006-07-22 - Canceled Section 8 (10-year)/Expired Section 9
  - 2004-04-05 - TEAS Change Of Correspondence Received
  - 2002-04-15 - Section 8 (6-year) accepted & Section 15 acknowledged
  - 2002-02-21 - Response received to Post Registration action - Sections 8 & 15
  - 2002-02-02 - Section 8 (6-year) and Section 15 Filed
  - 2002-03-01 - PAPER RECEIVED
  - 2002-01-17 - Post Registration action mailed Section 8 & 15
  - 2001-11-05 - Section 8 (6-year) and Section 15 Filed
  - 2001-11-05 - Section 8 (6-year) and Section 15 Filed
  - 1995-10-17 - Registered - Principal Register
  - 1995-08-04 - Allowed for Registration - Principal Register (SOU accepted)
  - 1995-08-04 - Assigned To Examiner
  - 1995-08-01 - Statement of use processing complete
  - 1995-05-03 - Amendment to Use filed
  - 1994-12-27 - Notice of allowance - mailed
  - 1994-10-04 - Published for opposition
  - 1994-09-02 - Notice of publication
  - 1994-03-30 - Approved for Pub - Principal Register (Initial exam)
  - 1994-03-29 - Assigned To Examiner
  - 1994-03-29 - Assigned To Examiner
-

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

MICHAEL E. TAKEN

**Correspondent**

Lawrence E. Abelman  
Abelman Frayne & Schwab  
150 East 42nd Street  
New York NY 10017  
Phone Number: 2129499022  
Fax Number: 2129499190

---

OPPOSITION NO. 91163719  
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                         |   |               |
|-------------------------|---|---------------|
| DIGI INTERNATIONAL INC. | ) | MARK: DIGIPOS |
|                         | ) |               |
| Opposer                 | ) |               |
|                         | ) |               |
| v.                      | ) |               |
|                         | ) |               |
| DIGIPOS SYSTEMS INC.    | ) |               |
| Applicant               | ) |               |

EXHIBIT 820

TO APPLICANT'S NOTICE OF RELIANCE